

CA40NHBLA08
B91

1981

URBAN/MUNICIPAL

CITY OF HAMILTON BY-LAWS

81-190 to 81-351

The Corporation of the City of Hamilton

BY-LAW NO. 81-190

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER GAGE AVENUE
AND STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "L-mr-1" (Planned Development - Multiple Residential) district to "H" (Community Shopping and Commercial, etc.) district, the land,

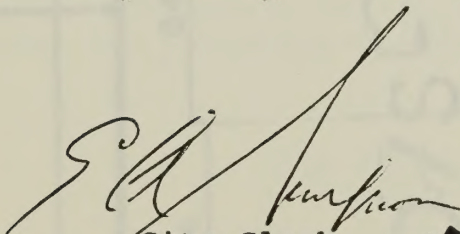
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

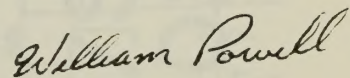
2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

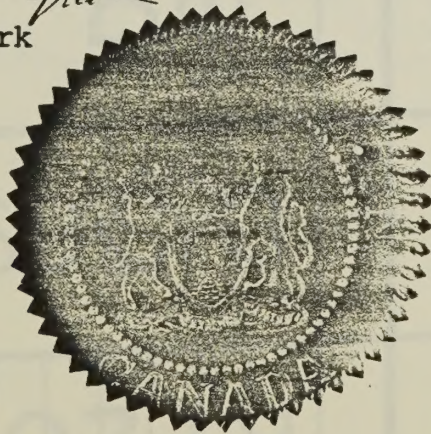
- 1. The residential, public, institutional, commercial and industrial uses referred to in subsection 1 of section 14 of By-law No. 6593 are hereby prohibited.
- 2, In lieu of the uses prohibited under paragraph 1, a commercial use comprised of a combined gas bar and retail variety store and accessory uses thereto, shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-751".
5. Sheet No. E-38C of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-751".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

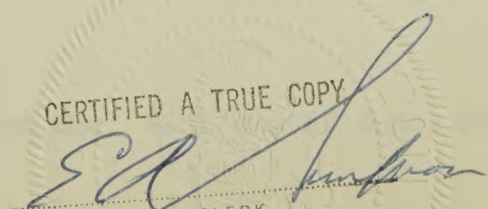
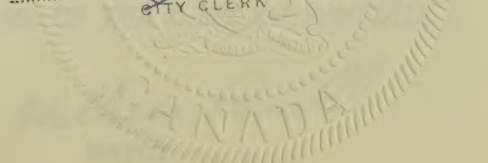
PASSED this 23rd day of June A.D. 1981.


City Clerk


Mayor

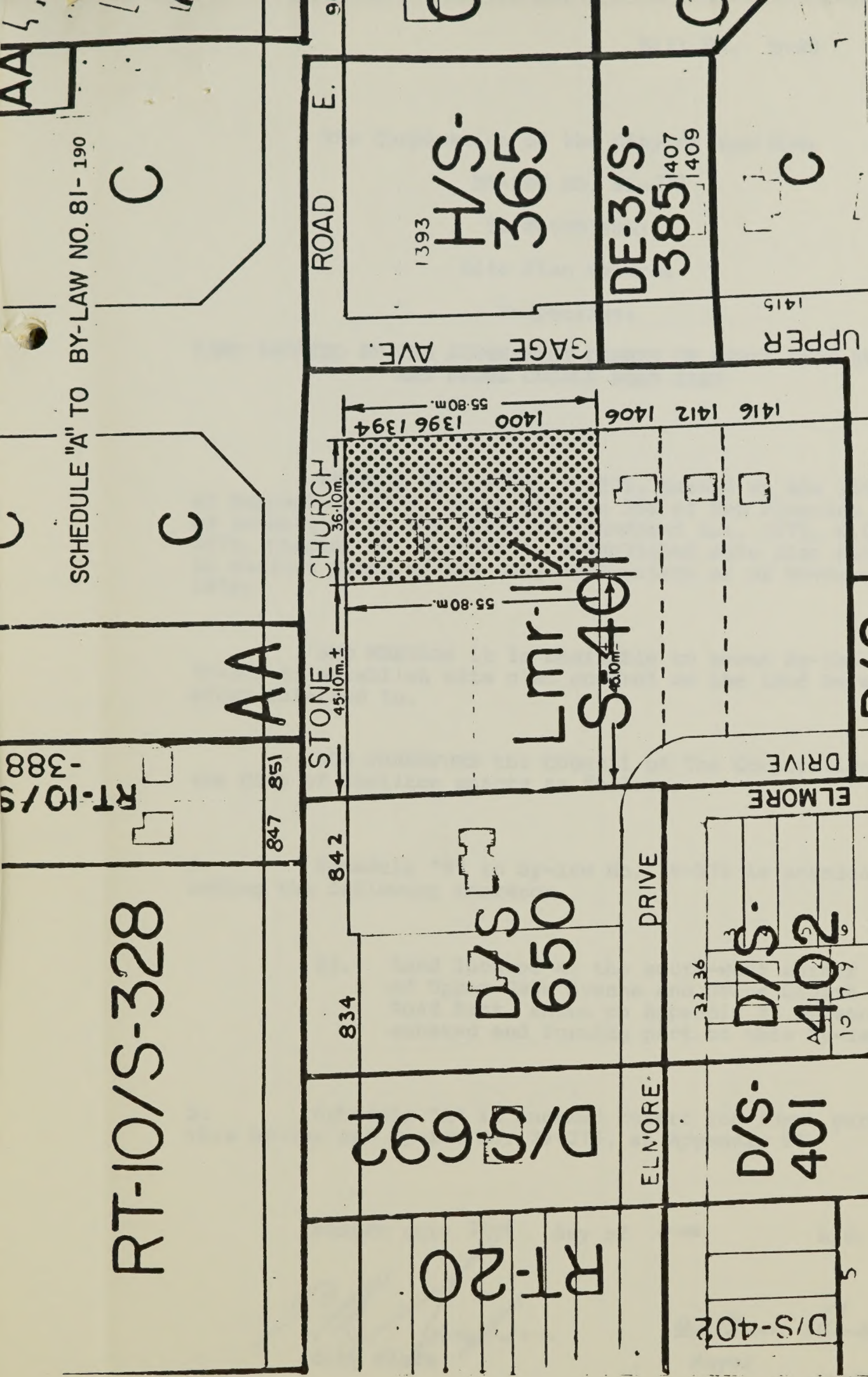


(1981) 15 R.P.D.C. 5(b), May 26
Maria Cantelmi and Lena Frederico, Owners
Z.A. 80-89

CERTIFIED A TRUE COPY

CITY CLERK


Digitized by the Internet Archive
in 2025 with funding from
Hamilton Public Library





2A 80-89

Lands on Part of Sheet No. E-38C of The Zoning District Maps to be re-zoned from "L-mr-1" (Planned Development - Multiple Residential) District to "H" (Community Shopping and Commercial, etc.) District.

Bill No. D-87

This is Schedule "A" to By-law No. 81-190 passed the 23rd day of June, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-191

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER GAGE AVENUE
AND STONE CHURCH ROAD EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

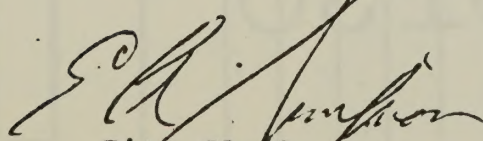
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

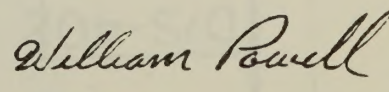
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

23. Land located at the south-west corner of Upper Gage Avenue and Stone Church Road East, shown on Appendix 23 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 23.

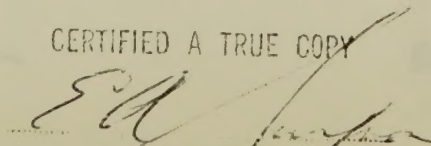
PASSED this 23rd day of June A.D. 1981.

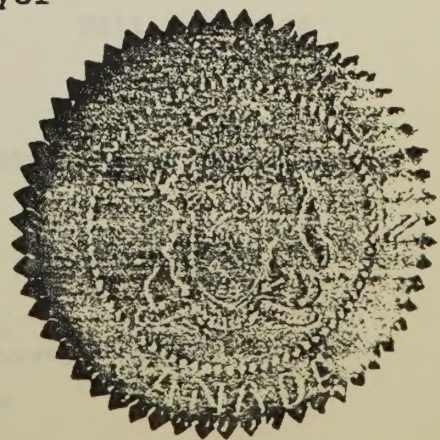

City Clerk


Mayor

(1981) 15 R.P.D.C. 5, May 26
Maria Cantelmi and Lena Frederico, Owners
Z.A. 80-89

CERTIFIED A TRUE COPY


CITY CLERK

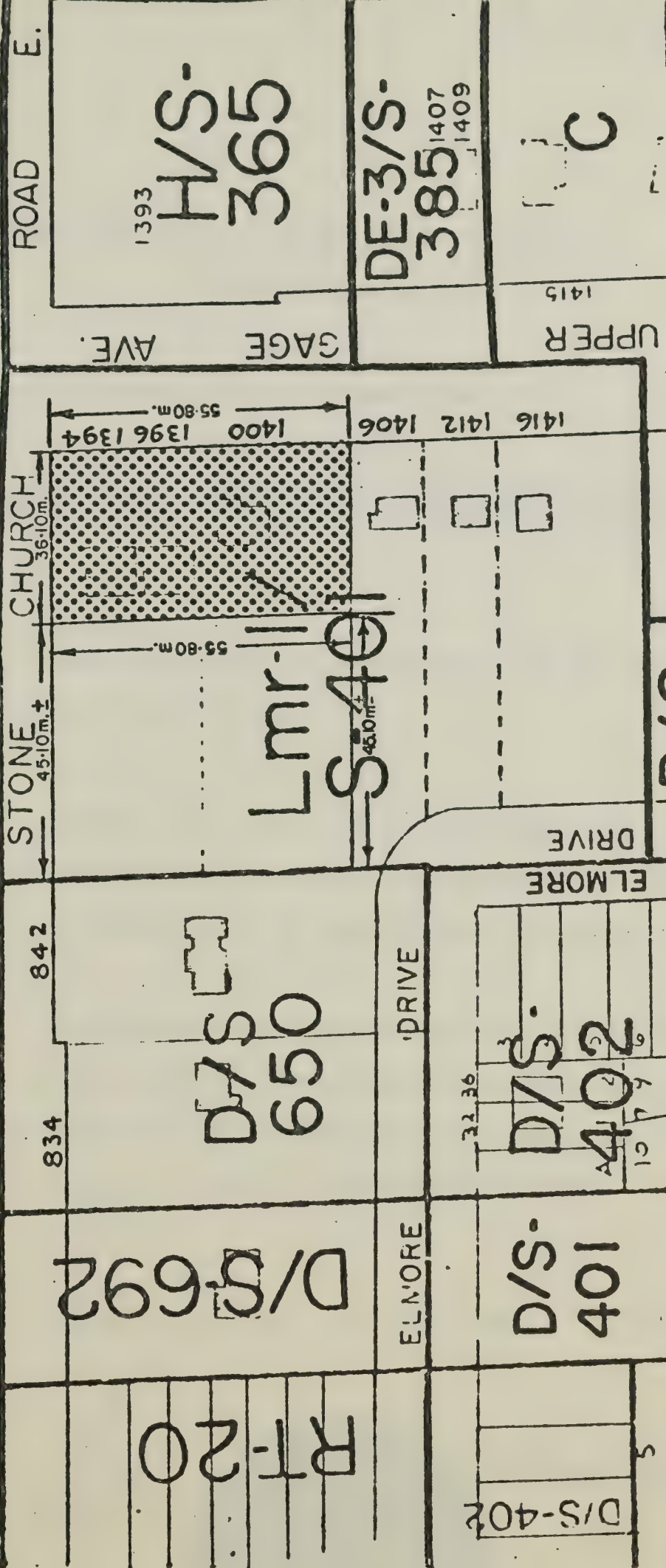


RT-10/S-328

RT-10-38

AA

847 851



LEGEND

Lands on part of Sheet No. E-38C of the Zoning District maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 23 to By-law No. 79-275.

Bill No. D-38

This is Schedule A to By-law No. 81-191 passed the 23rd day of June, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-192

To Adopt:

Official Plan Amendment No. 362

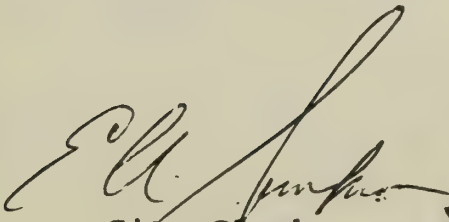
Respecting:

LAND LOCATED ON THE EAST SIDE OF HESS STREET NORTH,
BETWEEN BARTON STREET WEST AND WINDSOR STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 362 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 23rd day of June A.D. 1981.

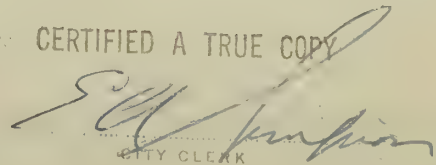

City Clerk




Mayor

(1981) 15 R.P.D.C. 4(a), May 26

CERTIFIED A TRUE COPY


CITY CLERK

AMENDMENT No. 362 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 362.

PURPOSE: To change the land use designation in a prescribed area.

LOCATION: Lands situated at Nos. 204 to 214 Hess Street North.

BASIS: It is proposed that the lands at Nos. 204 to 214 Hess Street North be used for commercial parking purposes, and that the present designation of these lands be changed accordingly.

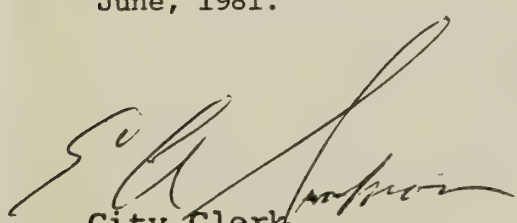
ACTUAL CHANGE: That the designation of lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

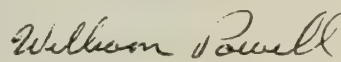
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended commercial use of the subject lands.

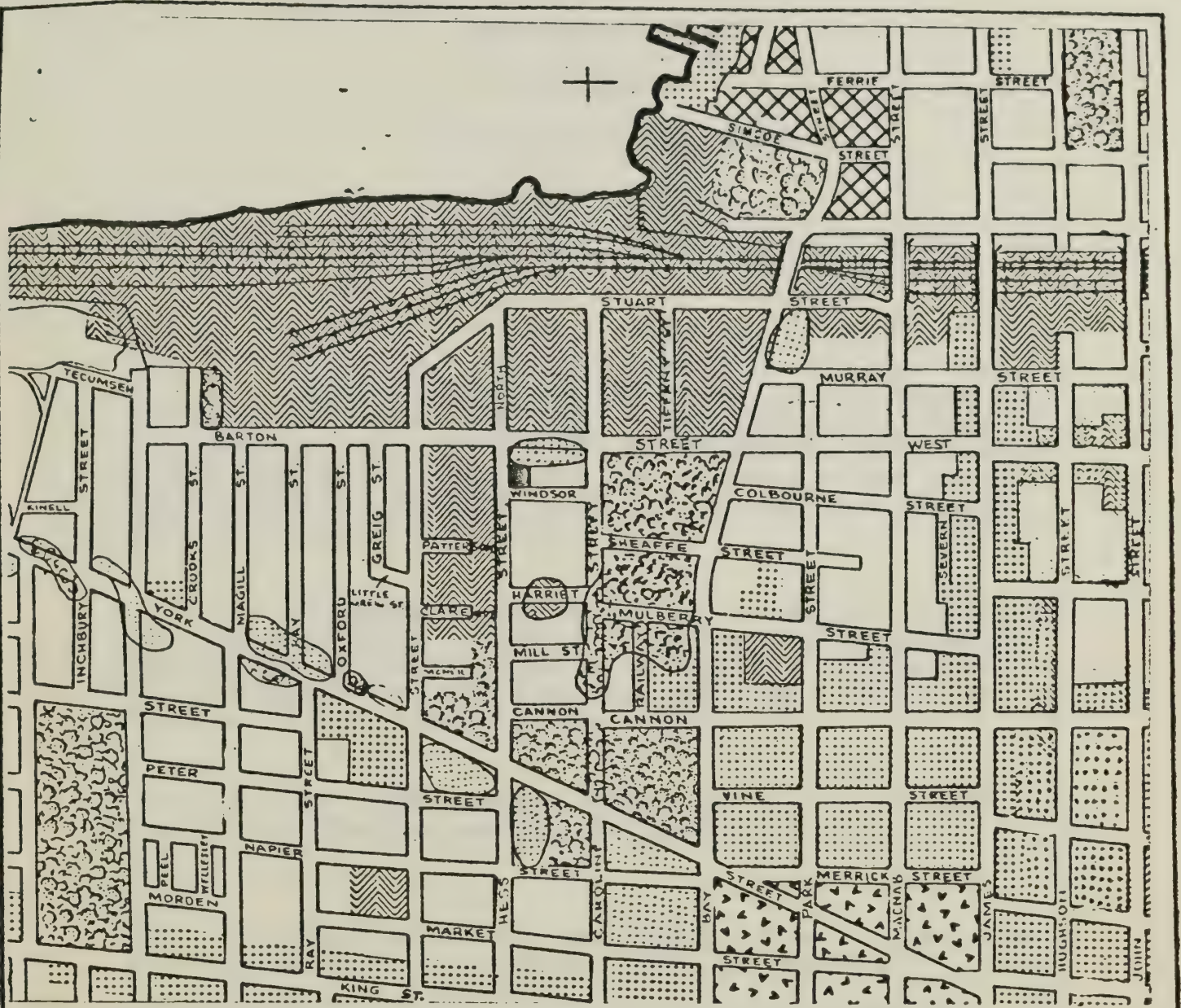
Bill No. D-89

This is Schedule 1 to By-law No. 81-192 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



Land Use	
	REDEVELOPMENT AREA RESIDENTIAL MULTIPLE DWELLINGS
	DOWNTOWN
	COMMERCIAL
	INDUSTRIAL
	RESIDENTIAL
	RECREATION, CIVIC & CULTURAL

SCHEDULE "A"

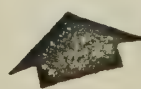
TO AMENDMENT No. 362 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change from Residential to Commercial

North



Scale
1 : 10 000

Date
June 1981

Reference File No.
P5-3-2-362

Drawing No.
81-H-45

The Corporation of the City of Hamilton

BY-LAW NO. 81-193

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 204 to 214 HESS STREET NORTH -

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-3 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "G-3" (Public Parking Lots) district, the land,

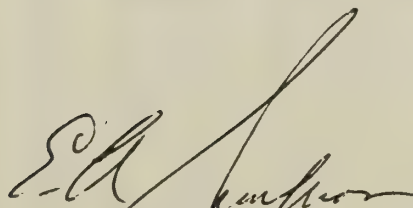
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

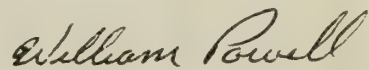
2. The "G-3" (Public Parking Lots) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. The use of the land for ingress to and egress from Windsor Street is hereby prohibited.
- 2. There shall be provided and maintained,
 - (a) along the northerly and easterly lot lines,
 - (i) a closed board fence; and

- (ii) a planting strip not less than 1.5 metres wide; and
 - (b) along the southerly lot line adjacent to Windsor Street, a planting strip not less than 1.5 metres wide; and
 - (c) except at the entrance to and exit from the parking area, bumper or wheel barriers to prevent physical encroachment of vehicles beyond the parking area.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-755".
5. Sheet No. W-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-755".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

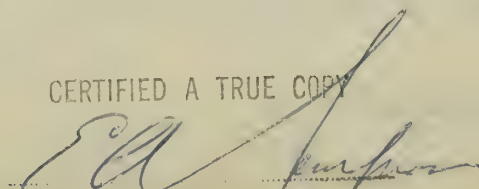

City Clerk


Mayor

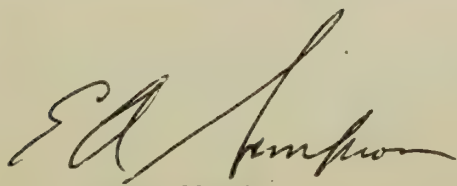
(1981) 15 R.P.D.C. 4(b), May 26
The Barn Fruit Market
426989 Ontario Incorporated, Owner
Z.A. 81-05



CERTIFIED A TRUE COPY


CITY CLERK

This is Schedule "A" to By-law No. 81-193 passed the 23rd day of June, 1981.

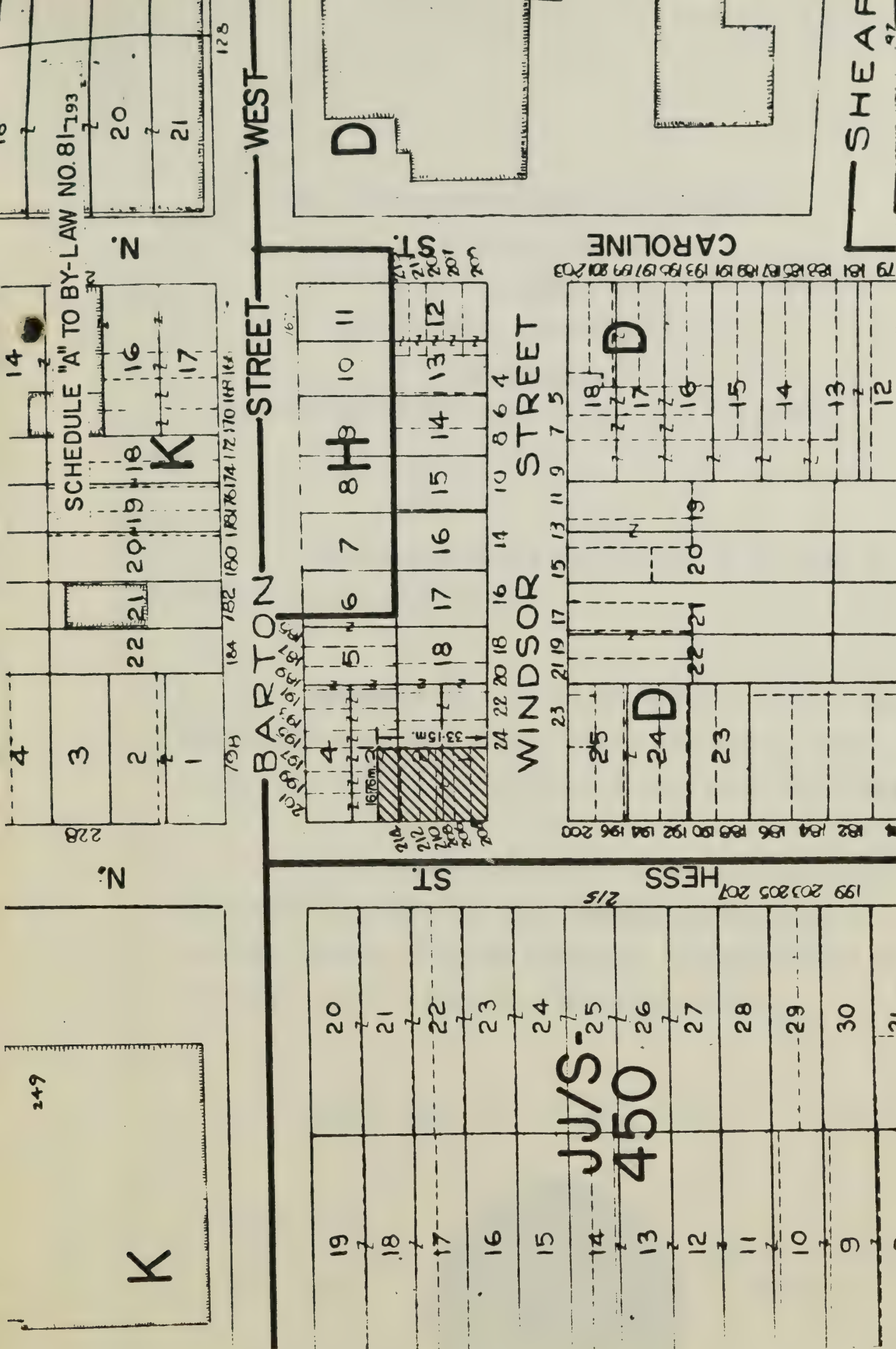

City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

Bill No. D-90

Lands on part of Sheet No. W-3 of the Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District.



The Corporation of the City of Hamilton

BY-LAW NO. 81- 194

To Adopt:

Official Plan Amendment No. 363

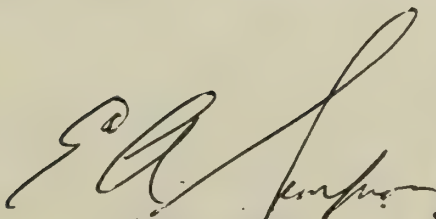
Respecting:

LAND LOCATED AT MUNICIPAL NO. 481 WEST 5th STREET

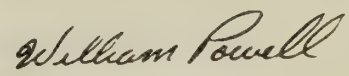
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 363 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 23rd day of June A.D. 1981.

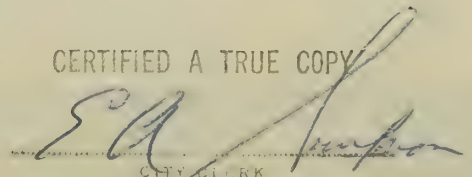

City Clerk




Mayor

(1981) 16 R.P.D.C. 4(1a), June 23

CERTIFIED A TRUE COPY


CITY CLERK

AMENDMENT No. 363 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 363.

PURPOSE: To establish a policy to permit a medical doctor's office, in addition to a residential use, on lands designated for Residential purposes.

LOCATION: Lands situated at No. 481 West 5th Street.

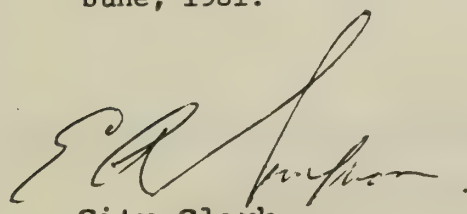
BASIS: It is proposed to amend the Restricted Area By-law to allow for the establishment of a medical doctor's office, in addition to a residential use. To permit this change it is proposed that the present Official Plan provisions be modified accordingly.

ACTUAL CHANGE: Notwithstanding the definition of land uses permitted within areas designated for "Residential" purposes in the Official Plan, a medical doctor's office and a residence may be permitted on lands located at No. 481 West 5th Street, and shown in red on Schedule "A" attached hereto.

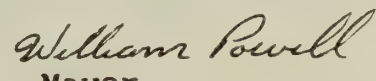
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended medical office use of the subject lands.

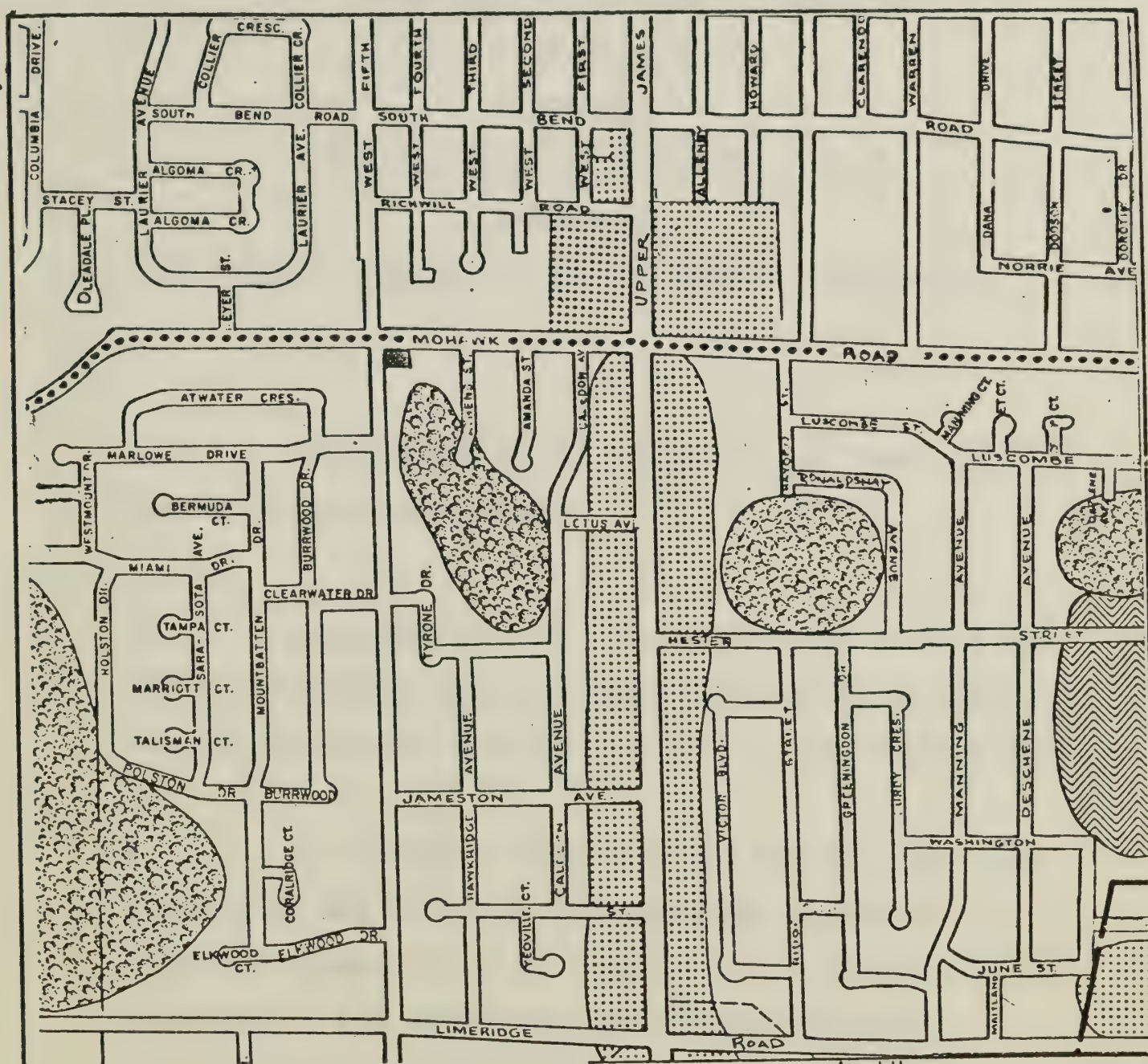
Bill No. D-91

This is Schedule 1 to By-law No 81-194 passed the day of 23rd June, 1981.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor



Land Use	
	COMMERCIAL
	RESIDENTIAL
	RECREATION, CIVIC & CULTURAL
	INDUSTRIAL

SCHEDULE "A"

TO AMENDMENT No.363 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend		
	Lands Subject to Amendment No.363	
North 	Scale 1:10 000	Reference File No. P5-3-2-363
	Date June 1981	Drawing No. 44-H-46

The Corporation of the City of Hamilton

BY-LAW NO. 81-195

To Adopt:

Official Plan Amendment No. 366

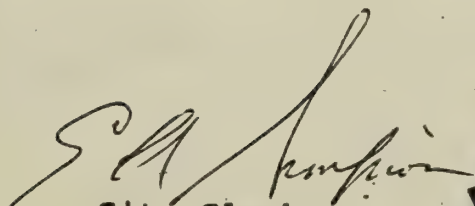
Respecting:

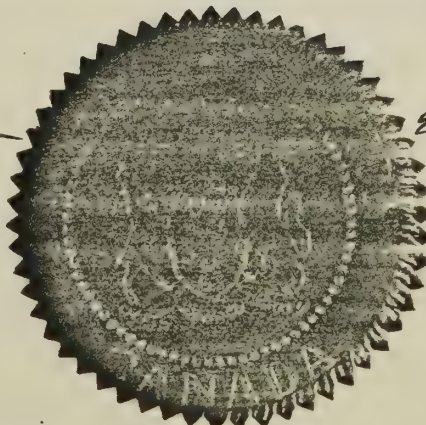
LAND LOCATED AT MUNICIPAL NO. 272 ROSSLYN AVENUE NORTH

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 366 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 23rd day of June A.D. 1981.

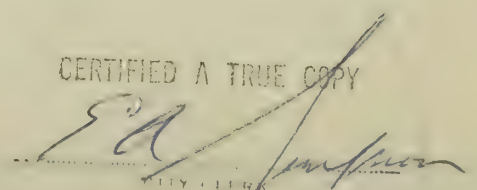

City Clerk




Mayor

(1981) 16 R.P.D.C. 3(1a), June 23

CERTIFIED A TRUE COPY


City Clerk

AMENDMENT NO. 366 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 366.

PURPOSE: To change the land use designation in a prescribed area.

LOCATION: Lands situated at 272 Rosslyn Avenue North.

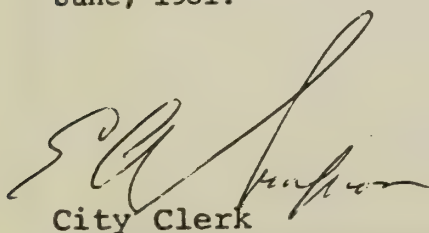
BASIS: It is proposed that the subject lands be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE: The designation of lands outlined in red on Schedule "A" attached hereto, are changed from "Residential" to "Commercial".

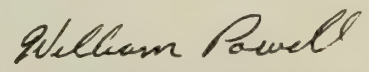
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended commercial use of the subject lands.

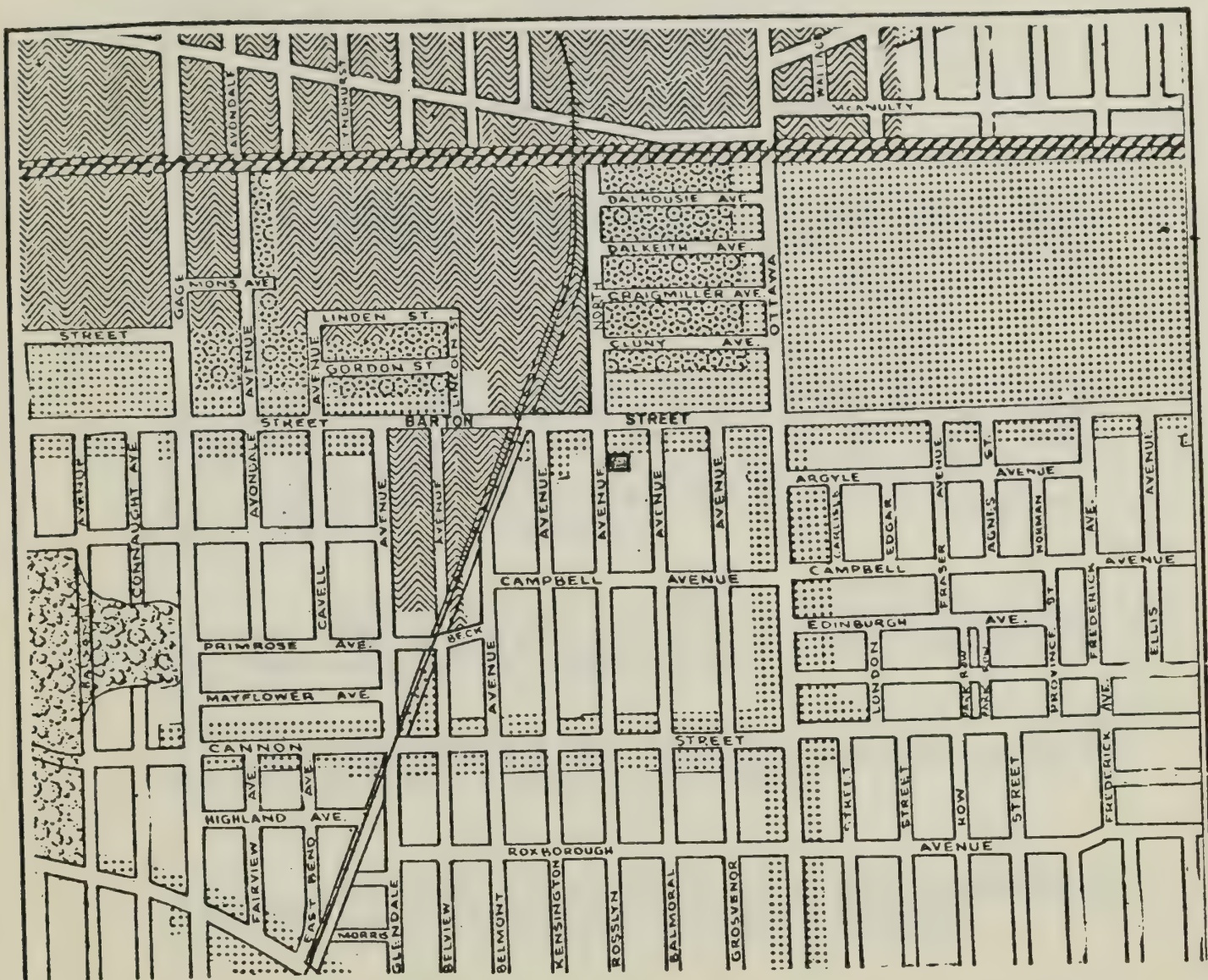
Bill No. D-92

This is Schedule 1 to By-law No. 81-195 passed the 23rd day of June, 1981.

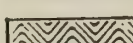
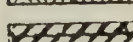
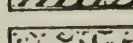

City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor



Land Use

	RESIDENTIAL
	COMMERCIAL
	RESTRICTED INDUSTRIAL
	INDUSTRIAL
	TRANSPORTATION
	RECREATION, CIVIC, & CULTURAL

SCHEDULE "A"

TO AMENDMENT No. 366 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

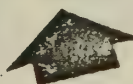
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change from Residential to Commercial

North



Scale
1:10 000

Date
June 1981

Reference File No.
P5-3-2-366

Drawing No.
81-H-51

The Corporation of the City of Hamilton

BY-LAW NO. 81-196

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 102 PARK STREET NORTH
AND 60 VINE STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. Notwithstanding section 14(1)(xi) of By-law No. 6593, an open-air market is hereby prohibited.
- 2. Notwithstanding section 18(6)(ii) of By-law No. 6593, there shall be provided and maintained,
 - (a) for any building having a gross floor area of not less than 280 square metres and not more than 900 square metres, one loading space having dimensions not less than 3.7 metres wide, 9.0 metres long and 4.3 metres high;

- (b) for any building having a gross floor area of more than 900 square metres and not more than 1,850 square metres, one loading space having dimensions not less than 3.7 metres wide, 18.0 metres long and 4.3 metres high.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

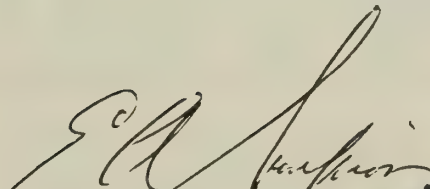
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-756".

5. Sheet No. W-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-756".

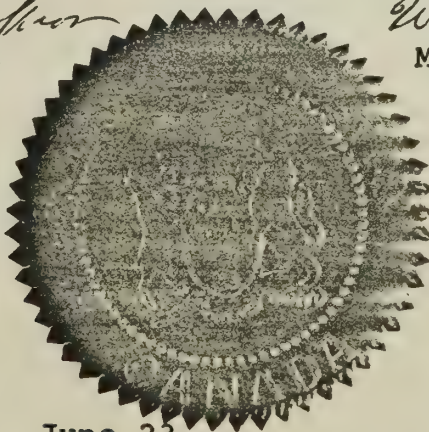
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

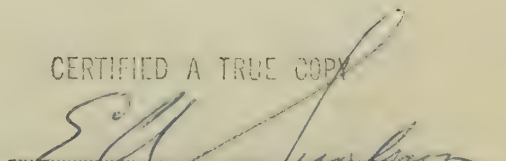

City Clerk

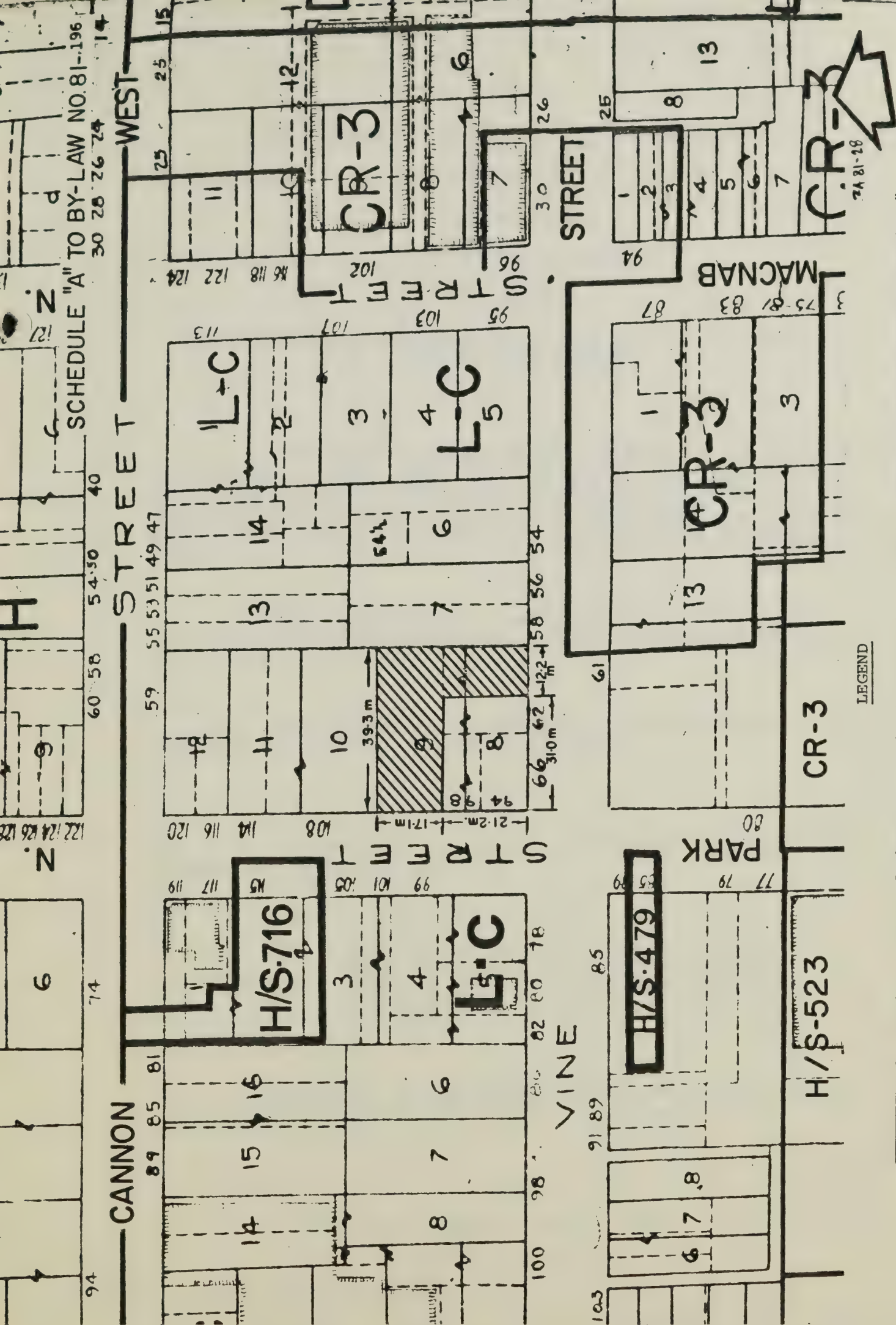

Mayor



(1981) 16 R.P.D.C. 1, June 23
A. and M. Rubenstein, Prospective Owners
Z.A. 81-28

CERTIFIED A TRUE COPY


CITY CLERK



Bill No. D-93

This is Schedule "A" to By-law No. 81-196 passed the 23rd day of June, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-197

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 102 PARK STREET NORTH
AND 60 VINE STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to;

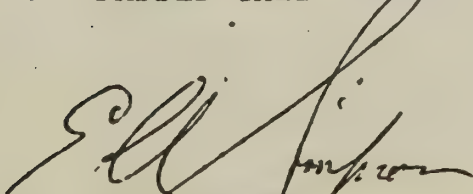
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

24. Land located at Municipal Nos. 102 Park Street North and 60 Vine Street, shown on Appendix 24 hereto annexed and forming part of this by-law.

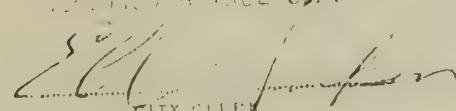
2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 24.

PASSED this 23rd day of June A.D. 1981..


City Clerk

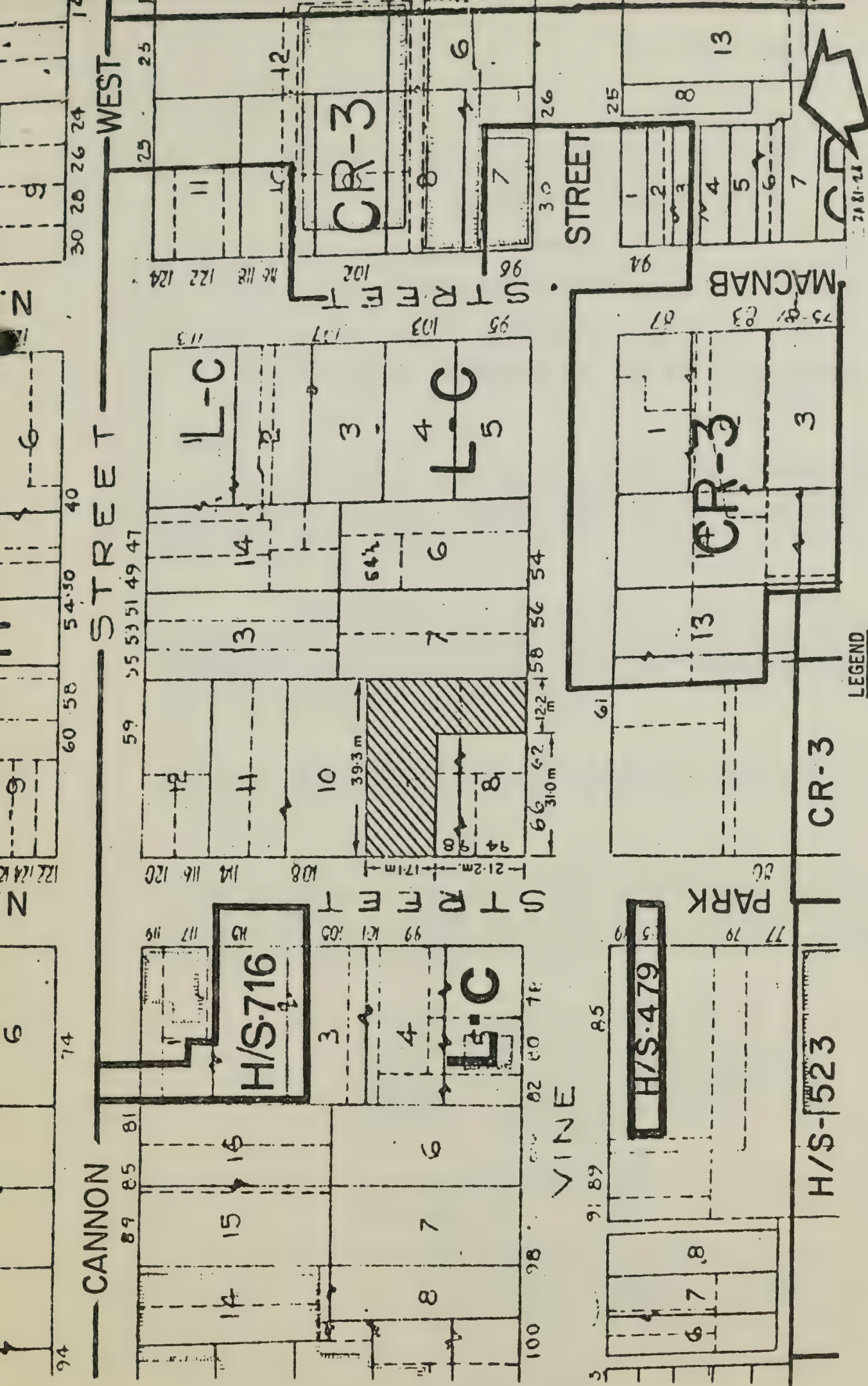

Mayor

MADE A TRUE COPY


CITY CLERK

(1981) 16 R.P.D.C. 1(v), June 23
A. and M. Rubenstein, Prospective Owners
Z.A. 81-28





Lands on part of Sheet No. W-4 of the Zoning District maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 14 to By-law No. 79-275.

Bill No. D-94

This is Schedule "A" to By-law No. 81-197 passed the 23rd day of June, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-201

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 481 WEST 5th STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 9(1) of By-law No. 6593, a medical doctor's office having a gross floor area not greater than 102.19 square metres shall be permitted only in the first storey of a dwelling.
2. There shall be provided and maintained accessory to,
 - (a) the medical doctor's office, off-street parking space at the ratio of one parking space for each 19.0 square metres of gross floor area;
 - (b) the dwelling unit, one off-street parking space.
3. There shall be provided and maintained along the southerly and easterly property lines,
 - (a) a closed fence not less than 1.2 metres high and not more than 2.0 metres high;

(b) a planting strip not less than 1.5 metres wide.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-758".

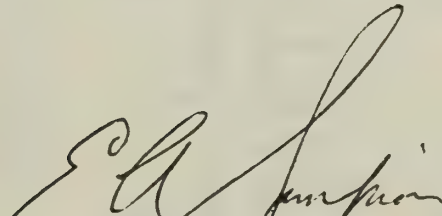
4. Sheet No. W-9 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-758".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

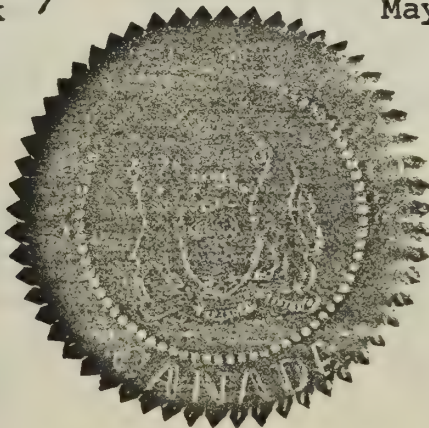
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June

A.D. 1981.

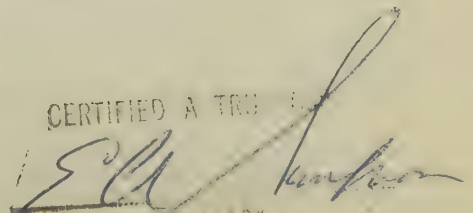

City Clerk

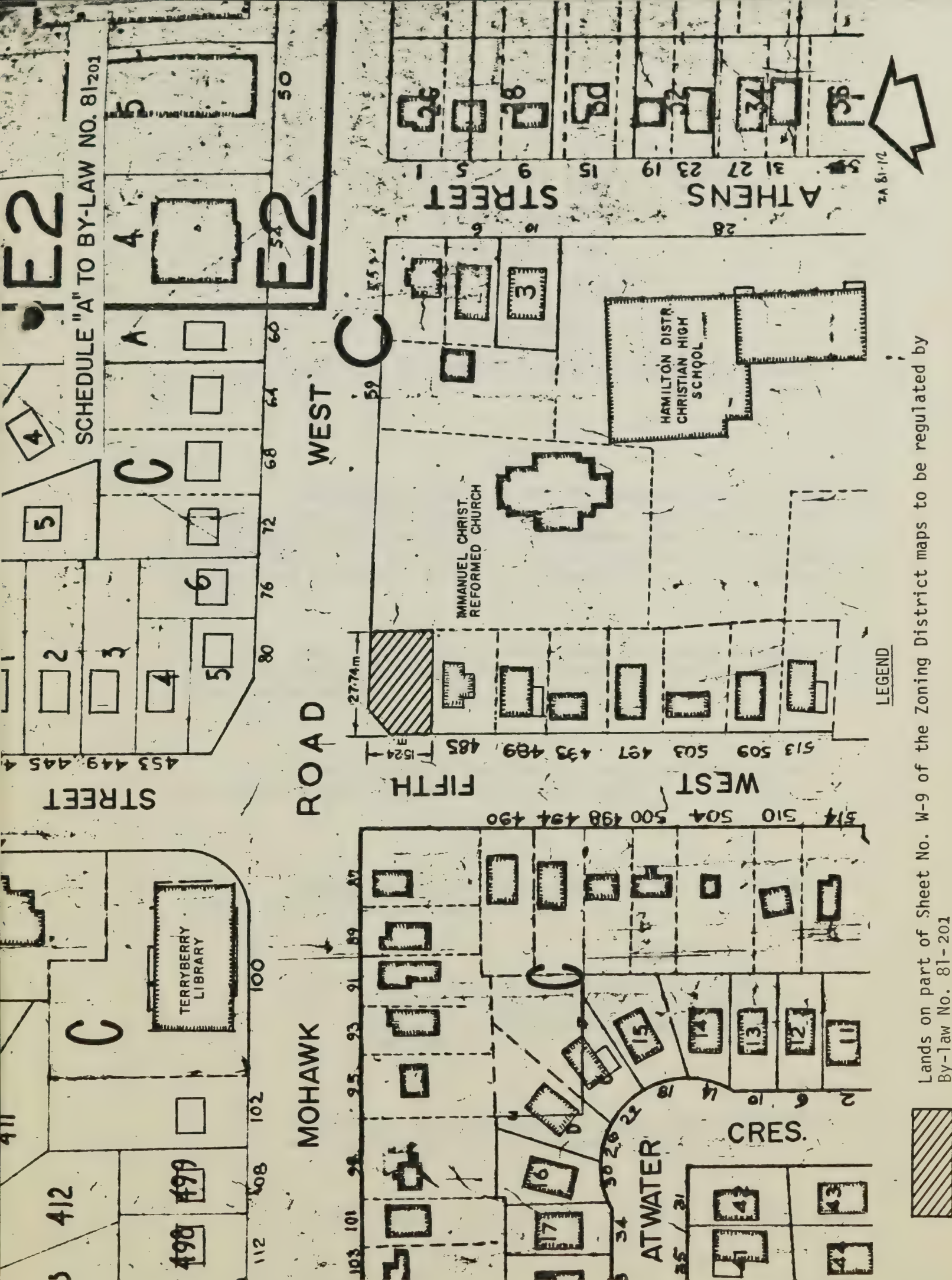

Mayor



(1981) 16 R.P.D.C. 4(1b), June 23
Barbara B. Pinto, Prospective Owner
Z.A. 81-12

J-70

CERTIFIED A TRUE

CITY CLERK



Lands on part of Sheet No. W-9 of the Zoning District maps to be regulated by
By-law No. 81-201

Bill No. D-98

This is Schedule "A" to By-law No. 81-201 passed the 23rd day of June, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-202

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 481 WEST 5th STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

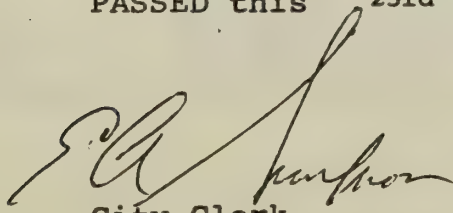
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

25. Land located at Municipal No. 481 West 5th Street, shown on Appendix 25 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 25.

PASSED this 23rd day of June A.D. 1981.

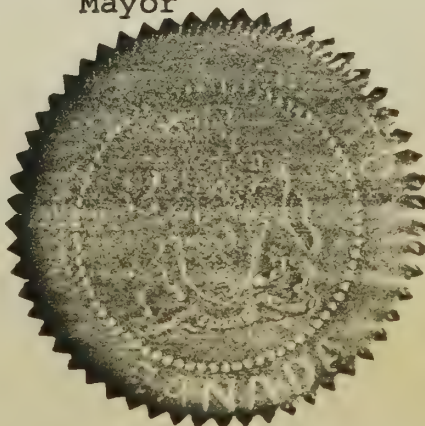

City Clerk

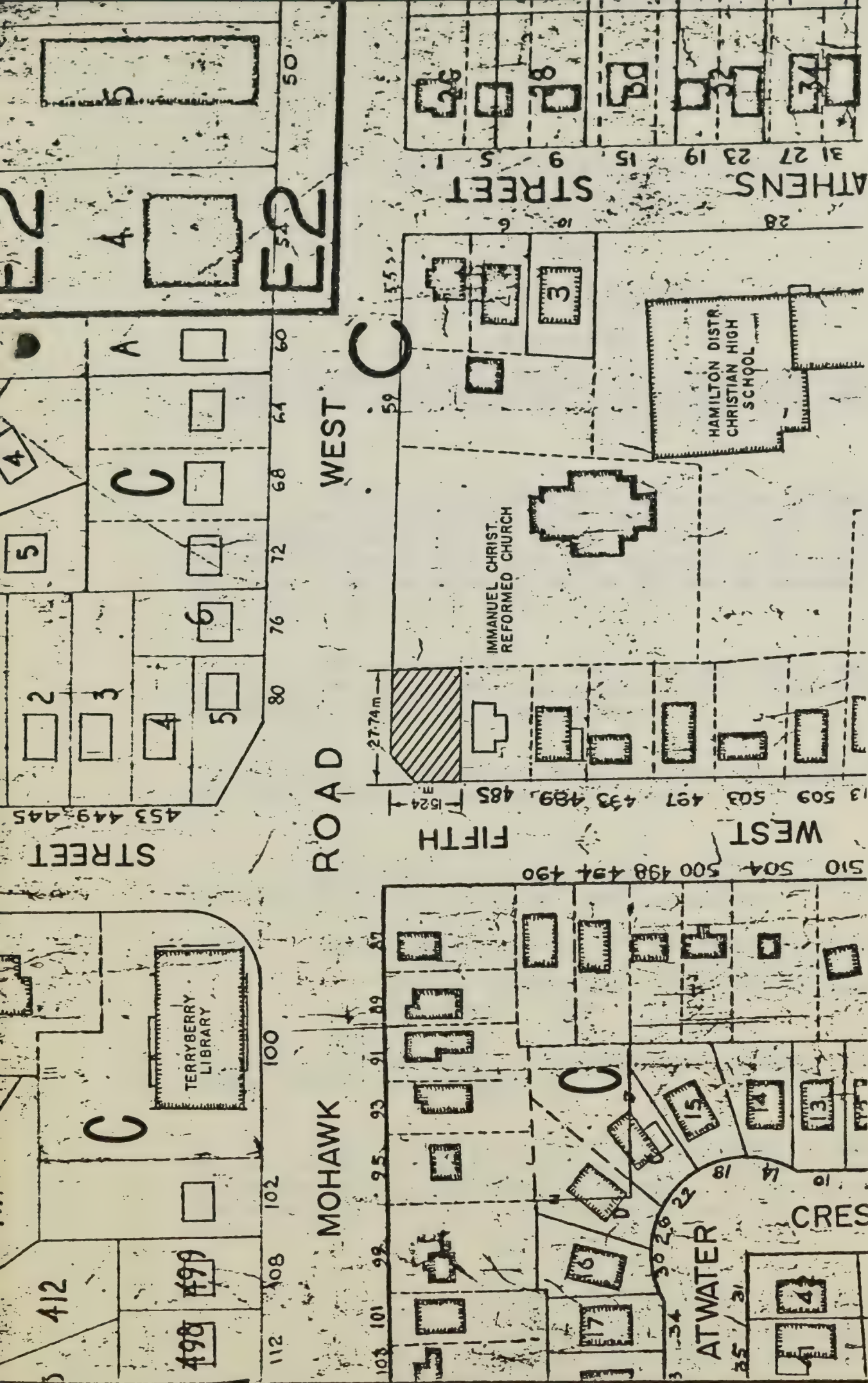

Mayor

(1981) 16 R.P.D.C. 4(1b), June 23
Barbara B. Pinto, Prospective Owner
Z.A. 81-12

CERTIFIED A TRUE COPY

J-72





LANDS ON PART OF SHEET NO. W-9 OF THE ZONING DISTRICT MAPS FORMING PART OF BY-LAW NO. 6593
 DESIGNATED AS AN AREA OF SITE PLAN CONTROL PURSUANT TO SECTION 35A OF THE PLANNING ACT.

Appendix 25 to By-law No. 79-275.

Bill No. D-99

This is Schedule "A" to By-law No. 81-202 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-203

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 181 HUNTER STREET EAST
(ALSO KNOWN AS MUNICIPAL NO. 47 FERGUSON AVENUE SOUTH)

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) district to "G-3" (Public Parking Lots) district, the land comprised in Block 1,

the extent and boundaries of which Block are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) district and "J" (Light and Limited Heavy Industry, etc.) district provisions applicable to the land shown on Schedule "A" are amended to the extent only of the following variances as special requirements:

1. As to the "G-3" District provisions applicable to Block 1, a planting strip not less than 1.5 metres wide shall be provided and maintained along the easterly property line adjacent to the "E" District.
2. As to the "J" District provisions applicable to Block 2, in addition to the existing use and any expansion thereof permitted in accordance with section 3 of By-law No. 75-136, passed on the 13th day of May, 1975 and approved by the Ontario Municipal Board by Order dated the 26th day of August, 1977, (File No. R 751771), a wholesale or retail or a wholesale and retail food store shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "G-3" District provisions subject to the special requirement referred to in paragraph 1 of section 2;

(b) the "J" District provisions subject to the special requirement referred to in paragraph 2 of section 2.

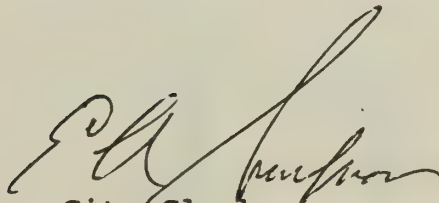
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-409a".

5. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-409a".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.


City Clerk


Mayor

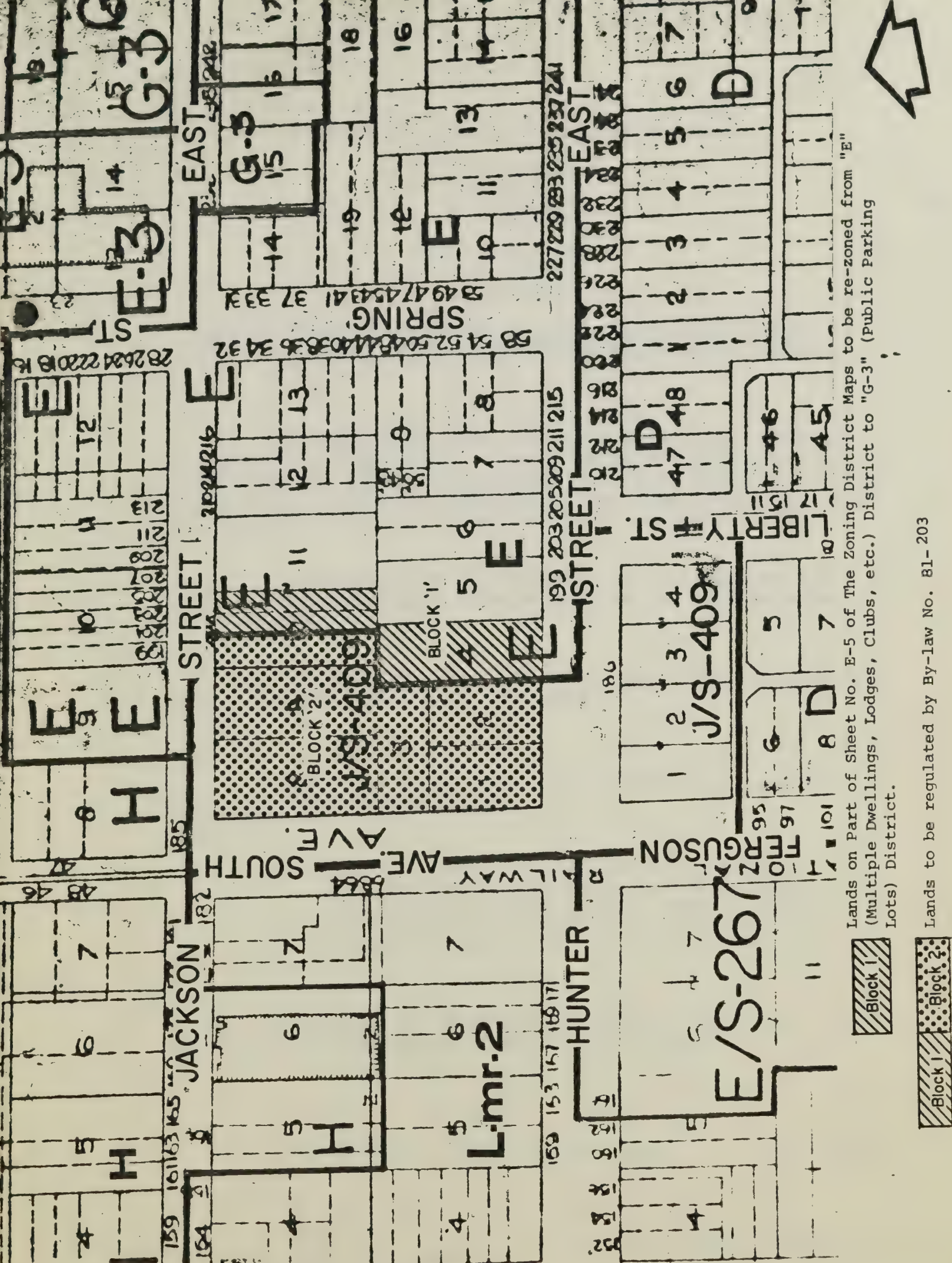


(1981) 17 R.P.D.C. 1, June 23
Sharongayle Investments Limited, Owner
Z.A. 81-33

J-103

CERTIFIED A TRUE COPY


CITY CLERK



Bill No. D-100

This is Schedule "A" to By-law No. 81-203 passed the 23rd day of June , 1981.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-204

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 181 HUNTER STREET EAST
(ALSO KNOWN AS MUNICIPAL NO. 47 FERGUSON AVENUE SOUTH)

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

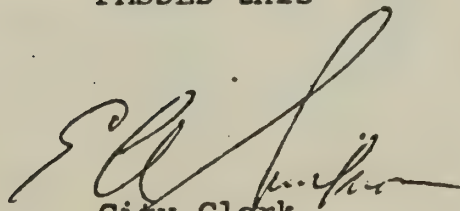
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

22. Land located at Municipal No. 181 Hunter Street East, (also known as Municipal No. 47 Ferguson Avenue South), shown on Appendix 22 hereto annexed and forming part of this by-law.

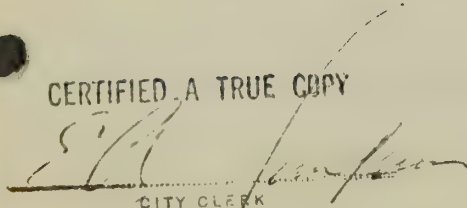
2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 22.

PASSED this 23rd day of June A.D. 1981.


City Clerk

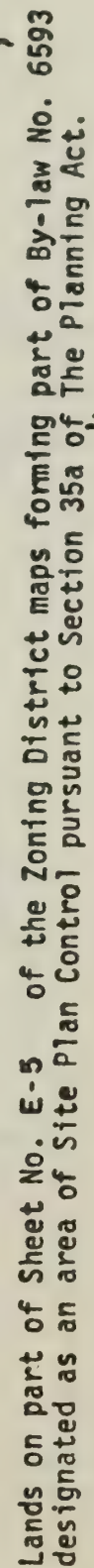

Mayor

CERTIFIED A TRUE COPY


CITY CLERK

(1981) 17 R.P.D.C. 1, June 23
Sharongayle Investments Limited, Owner
Z.A. 81-33





Appendix 22 to By-law No. 79-275.

This is Schedule "A" to By-law No.81-204 passed the 23rd day of June , 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. [Signature]
City Clerk

William Powell
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 81- 205

To Amend:

The Building Code By-law No. 76-119

Respecting:

PERMITS FOR ONE AND TWO FAMILY DWELLINGS AND FARM BUILDINGS

WHEREAS By-law No. 76-119, passed on the 27th day of April, 1976, provides in subsection 1 of section 2 for classes of permits including the following permits:

1. Permit for the construction of one and two family dwelling building or part thereof;
2. Permit for the construction of a building or part thereof other than a permit referred to in paragraph 1;

AND WHEREAS it is intended to delete the separate requirement for a permit for one and two family dwellings in paragraph 1 of subsection 1 of section 2 of the said by-law so that the requirement for a permit for one and two family dwellings falls within the meaning of paragraph 2 of the said subsection 1;

AND WHEREAS it is intended to provide for a class of permits for the construction of buildings intended for farming purposes only.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

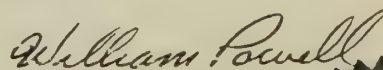
1. Paragraph 1 of subsection 1 of section 2 of By-law No. 76-119 is repealed and the following substituted therefor:

1. Permit for the construction of a building or part thereof intended for farming purposes and not intended for residential occupancy.

2. Section 1 of column 1 of Schedule "A" to the said by-law is amended by striking out "other than a permit referred to in paragraph 1 of Section 2", in the second, third and fourth lines and inserting in lieu thereof "including a building or part thereof intended for farming purposes."

PASSED this 23rd day of June A.D. 1981.


City Clerk


Mayor

(1981) 15 R.P.D.C. 13,14, May 26

J-107

CERTIFIED A TRUE COPY

CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 81- 215

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 80, 84 and 88 CENTURY STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended in accordance with section 35(29) of The Planning Act, R.S.O. 1970, Chapter 349, to the extent only of the following variance as a special requirement:

1. The land may be used for the parking of vehicles for a period not exceeding two years from the day of the passing of this by-law or the period during which the owner of the land at the time of the passing of this by-law continues to be the owner thereof, whichever is the lesser.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-735".

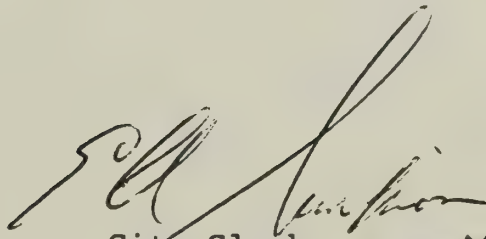
4. Sheet No. E-13 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-735".

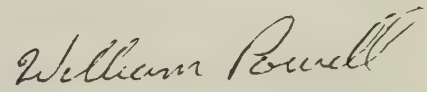
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

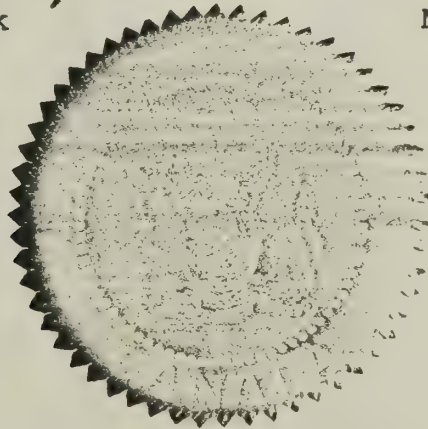
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

READ A FIRST AND SECOND TIME on the 31st day of
March A.D. 1981.

READ A THIRD TIME AND FINALLY PASSED on the 28th
day of July, A.D. 1981.

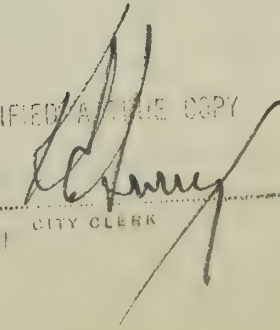

City Clerk


Mayor

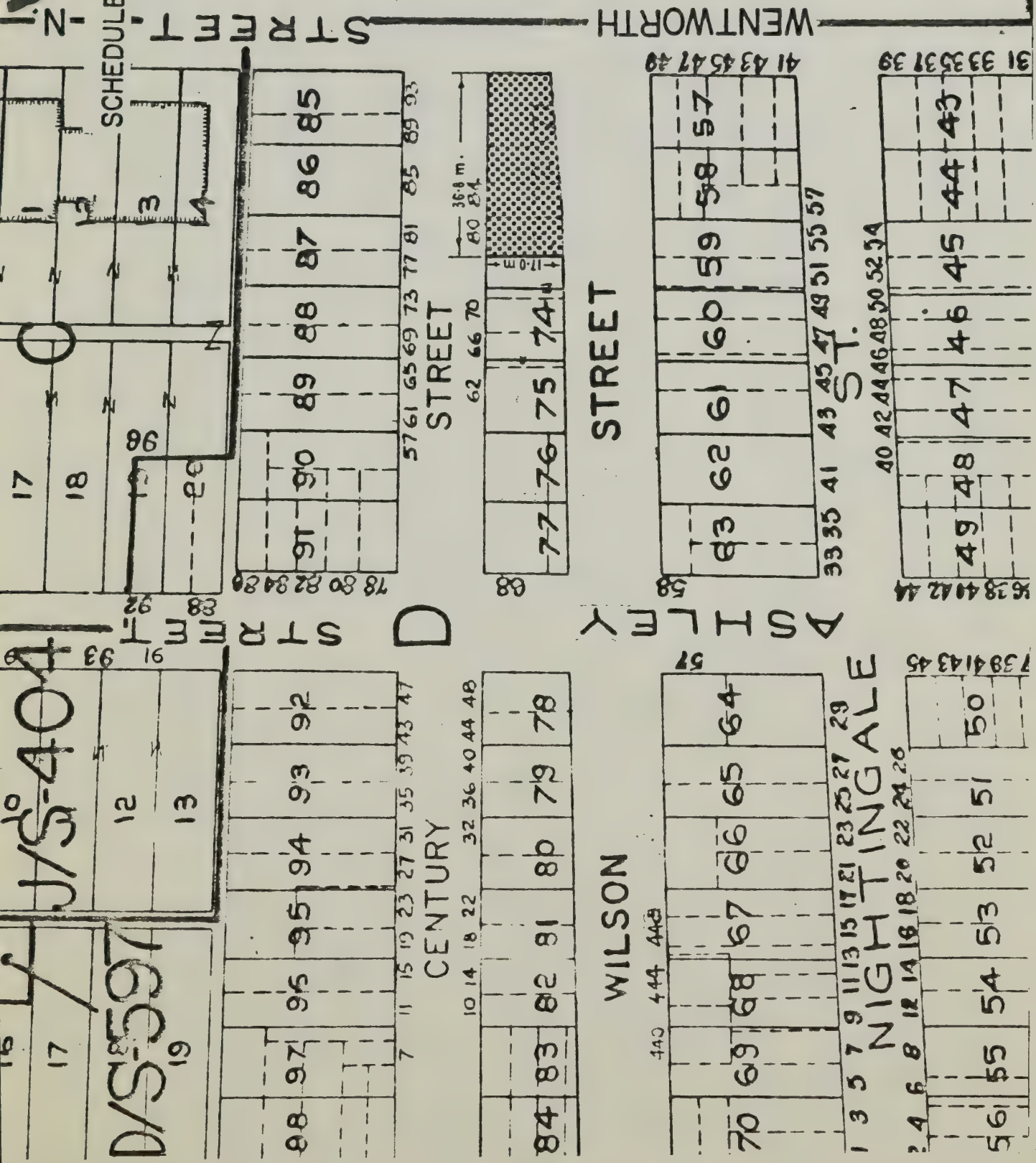


(1981) 7 R.P.D.C. 3, February 10
City Initiative 80-Q

CERTIFIED TRUE COPY


CITY CLERK

SCHEDULE "A" TO BY-LAW NO. 81-215



LEGEND

Lands on Part of Sheet No. E-13 of The Zoning District Maps to be regulated by By-law No. 81- 215

This is Schedule "A" to By-law No. 81-215 passed the 28th day of July, 1981

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-216

A By-law To Consolidate:

Building By-law No. 4797

RELATING TO THE BETTER PROTECTION OF PERSONS AND PROPERTY
FROM UNSAFE CONDITIONS AS REGARDS DANGER FROM FIRE

WHEREAS section 242a of The Municipal Act, R.S.O. 1970, Chapter 284 provides for the enactment of a general by-law consolidating the provisions of previous by-laws, which is deemed to come into force on the date that the original by-law came into force, and approvals previously obtained shall be deemed to have been obtained.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

ARTICLE I

ADMINISTRATION

100. Repealed. By-law No. 73-218, S.1.

Powers of Chief Fire Prevention Officer

100A. (1) Under the general supervision and control of the chief of the fire department, the chief fire prevention officer shall have power to:

1. Advise Council. To assist and advise the council and its members in all matters relating to unsafe conditions as regards danger from fire, and similarly, to assist and advise upon all other matters concerning his duties under this by-law.
2. Make Annual Report. To present to the Legislation Committee of council between the 1st and 15th day of February in each year a full report upon the condition of the City of Hamilton as regards danger from fire.

3. **Require Tests.** To make or cause to be made at the expense of the owner or occupier, all tests of fire fighting equipment, fire protective devices or other tests as may be deemed necessary as regards danger from fire.
4. **Investigate Reports.** To receive and investigate reports and information from the chief constable, city engineer, chief of the fire department, commissioner, medical officer, assessment commissioner and such other officials and other persons from whom he may procure such reports, of any unsafe conditions as regards danger from fire.
5. **Report to Other Officials.** To forward to the commissioner such reports and information as may be received respecting unsafe conditions as regards risk of accident other than danger from fire, and to the medical officer respecting conditions which may be or become injurious to health.
6. **Make Inspection.** To make or cause to be made, so far as it practicable, such inspection as may be necessary for the discovery and abatement of unsafe conditions as regards danger from fire, including inspection upon every change of occupancy reported to him by the commissioner or otherwise coming to his attention, and in so doing to enter at all reasonable times upon any property in order to make such inspection.
7. **Issue Orders and Take Proceedings.** To order, insofar as may be necessary or advisable, the abatement of unsafe conditions as regards danger from fire, in accordance with the provisions of this by-law, and, upon default of compliance, to take such proceedings as may be necessary for enforcement and authorized by law, including whenever such action is authorized as herein provided, the entering upon

the premises and the doing of the required work at the expense of the person or persons liable as herein provided.

8. Placard Closed Premises. To affix or cause to be affixed to any premises closed by reason of any unsafe condition as regards danger from fire a notice setting forth that the premises are closed by his order pursuant to a conviction or court order as the case may be, with the date of such conviction or court order, and the reasons for such closing.
9. Recommend Appointments. To recommend the appointment as an assistant or inspector, any member of the Hamilton Fire Department who is a competent and responsible person for the kind of duty required.
10. Delegate Duties. To delegate such of his duties or powers to such of his assistants or inspectors as from time to time may be necessary or desirable.
11. Keep Records. To keep proper records of all inspections made, reports received and made, and such other records as may be necessary for the proper administration of his duties.
12. General. To perform such other duties as may be necessary for the proper carrying into effect of the provisions of the by-law, insofar as they fall within his jurisdiction. By-law No. 79-282, S. 1,2.

(2) Where the chief fire prevention officer is of the opinion that there may exist or that there exists an unsafe condition as regards danger from fire, he may issue one or more orders,

- (a) for the abatement of the unsafe condition described in the order;

(b) requiring compliance with,

(i) any provision of this by-law, or

(ii) any provision of the building code as relating to fire hazards, to such an extent as in the opinion of the chief fire prevention officer may be necessary or practical or advisable for the better protection of persons or property from the unsafe condition.

By-law No. 79-282, S.2.

Power of Chief of Fire Department

101. The chief of the fire department may, whenever deemed necessary to prevent the spread of fire, cause to be pulled down or demolished any building or structure or part thereof.

102. Repealed. By-law No. 73-218, S.1.

103. Repealed. By-law No. 77-206, S.1(a).

104-108. Repealed. By-law No. 73-218, S.1.

ARTICLE II

DEFINITIONS

200. The provisions of section 7 of By-law Number 82 of this council respecting the revised by-laws of the City of Hamilton, as said provisions may be amended from time to time, and the provisions of any general interpretation by-law which may at any time be enacted by this council in lieu thereof, shall apply to the provisions of this by-law.

201.

In this by-law,

1. "accessory building" shall include a private garage, a building for housing pet animals or birds, a tool house, and any other structure or shed appurtenant to a dwelling, which said structure or shed is not over 12 feet in height if it has a flat roof, or not over 16 feet in height if it has a hip roof. It shall not include a garage appurtenant to a multiple dwelling.
2. "alter", "altered", "alteration" shall include the moving from one position or location to another, any enlargement or extension, and any change or rearrangement, involving any condition, matter or thing regulated by the provisions of this by-law, except a renewal, repair or other work by which the danger from fire or risk of accident cannot be affected; and, as used in Article I shall, with reference to any condition, matter or thing regulated by any by-law of this council relating to health, include the moving from one position or location to another, any enlargement or extension, and any change or rearrangement, involving any condition, matter or thing regulated by the provisions of any such by-law, except a renewal, repair or other work which cannot affect any condition which may be or become injurious to health.
3. "amusement device" shall mean a mechanically operated device for conveying persons in any direction as a form of amusement.
4. "apartment" shall mean a room or suite of two or more rooms designed, adapted or used as the home or residence of a family, or in which sleeping accommodation is

provided, whether or not culinary facilities are also provided, and shall include a dwelling, an hotel bedroom and a room or suite in a lodging house.

5. Repealed. By-law No. 81-38, S.2(2).
6. "apron wall" shall mean that portion of an enclosing wall between a door or window head and the door or window sill next above it.
7. "area", with reference to the dimensions of a building or structure, shall mean the area of the maximum horizontal cross-section at the ground level measured to the centre of party walls and to the outside of other walls and, where the context so requires, it shall mean an excavated space below the level of the adjoining ground, either covered or uncovered. With reference to a display sign, it shall mean all that area or space exclusive of structural supports, contained within the perimeter of the sign, if so constructed that the distance between any two of the principal faces is not more than 18 inches, or, if constructed otherwise, then one half of the area of the entire external surface, provided that the area of any horizontal top or bottom may be excluded from the calculation.
8. "attic storey" or "half storey" shall mean that portion of a building situate within the roof or having its floor level not lower than 4 feet below the line where roof and outer walls meet, its roof not steeper than 45 degrees, and used or

apparently intended to be used or capable of being used as a place for storage or for a habitable room. If either the slope of any roof is steeper than 45 degrees or the floor level lower than 4 feet below the line where roof and outer walls meet, then it shall not be deemed to be an attic storey or half storey, but a storey.

9. "automatic", with reference to a fire door or other opening-protective, shall mean normally held in an open position and automatically closed by a releasing device that is actuated by abnormally high temperature or by a predetermined rate of rise in temperature.
10. "basement" means a storey which is partly below adjacent ground but which has not more than one-half of its clear height from the top of its floor to the underside of its finished ceiling below adjacent ground.
11. "bearing wall" shall mean a wall upon which any floor, roof, joist, beam, truss, girder, or other construction is supported.
12. "building" shall include every combination of materials to form a construction that is adapted or readily capable of being adapted to permanent or continuous occupancy or use as a residence building, institutional building, business building, public building, storage building or accessory building, but shall not be deemed to include structure.
13. "building code" means the regulations made under section 18 of The Building Code Act, 1974.
14. "building inspector" means any person duly appointed to assist the commissioner in the carrying out of his duties, and includes a Property Standards Officer. By-law No. 81-38, S.2(3).

15. "bulkhead" shall include any construction projecting above the roof of a building or structure and enclosing a stairway, elevator, tank, ventilating apparatus or other equipment, or enclosing a shaft.
16. "business building" shall mean a building or part of a building designed, adapted or used for business, and shall include,
 - (a) an office building or other building occupied for the transaction of business or the rendering of professional services;
 - (b) a market, store, shop or restaurant, a laboratory, workshop, factory or other building for the manufacture, display, sale or use of goods, wares or merchandise, not explosive or highly combustible or for the supplying of food, drink, or other bodily needs or comforts, or for the performance of work or labour;
 - (c) a gasoline filling station;
 - (d) a garage or hangar;
 - (e) a dry cleaning establishment;
 - (f) a building or structure where any inflammable liquid, explosive or other highly combustible substance is manufactured, had, kept or used.
17. "cellar" means that portion of a building which is partly below adjacent ground but which has more than one half of its clear height from the top of its first floor to the underside of its finished ceiling below adjacent ground.
18. Repealed. By-law No. 81-38, S.2(2).
19. Repealed. By-law No. 81-38, S.2(2).
20. Repealed. By-law No. 81-38, S.2(2).

21. "chief of the fire department" shall mean the chief of the Fire Department of The Corporation of the City of Hamilton.
22. "chief fire prevention officer" shall mean,
 - (a) the permanent official appointed by the council on the recommendation of the chief of the fire department; or
 - (b) the temporary official substituted by the chief of the fire department as acting chief fire prevention officer when the permanent official is temporarily absent for one or more working days.
23. Repealed. By-law No. 81-38, S.2(2).
24. "combustible" shall mean capable of taking fire and burning.
25. "city engineer" shall mean the City Engineer of The Corporation of the City of Hamilton.
26. "cladding" means an external or internal shield of a building or structure, composed of materials intended to provide a covering, whether or not such materials also serve some structural or other function.
27. "collector" shall mean the tax collector of The Corporation of the City of Hamilton.
28. "commissioner" shall mean the building commissioner of The Corporation of the City of Hamilton.
29. "corporation" shall mean The Corporation of the City of Hamilton.
30. "council" shall mean the Council of The Corporation of the City of Hamilton.

31. "curb-level" shall mean the elevation of the grade of the highway as fixed by the City Engineer or the Regional Commissioner of Engineering, but when used with reference to an excavation, it shall mean the elevation of the grade of the highway where it is nearest to the excavation. By-law No. 81-38, S.2(4).
32. "curtain wall" shall mean that portion of any non-bearing enclosing wall between columns or piers, which is not supported by beams or girders at each storey.
33. "display sign" or "sign" shall mean and include every sign, sign screen, billboard and advertising device, and every structure which is arranged, intended, designed or used as an advertisement, announcement, direction, invitation, or for other purposes of a sign.
34. "dry cleaning establishment" shall mean premises where there is carried on the business of dry cleaner, dry dyer, cleaner and presser, or any similar business in which gasoline, carbon bisulphide, naphtha, benzine, benzol, or other light petroleum or coal tar products or inflammable liquids are used, but shall not be deemed to include any room or place in a building separate from the building in which any said inflammable liquid is kept, had or used.
35. "dwelling" shall mean a private dwelling or a two-family dwelling.
36. "dwelling, private" shall mean a building designed, adapted or used as the home or residence of one family and whether or not a private garage is contained within or attached to same and shall include a semi-detached or attached residence separated from the other portions of the building by a wall or party wall having no door or other communicating opening.

37. "dwelling, two-family" shall mean a building designed, adapted or used as the home or residence of two families, and whether or not a private garage is contained within or attached to same and shall also include a semi-detached residence for two families, separated from the other portions of the building by a wall or party wall having no door or other communicating opening.
38. Repealed. By-law No. 81-38, S.2(2).
39. Repealed. By-law No. 81-38, S.2(2).
40. Repealed. By-law No. 81-38, S.2(2).
41. "elevator" shall mean any device within or in connection with a building or structure, which is used for carrying persons or things upwards or downwards, and shall include a dumbwaiter, escalator or other such device.
42. "erection" or "erected" shall be deemed to include the substantial re-erection of any building or structure, or part thereof, and also the relocation of any building or structure or part thereof, whether upon the same lot or parcel of land or not.
43. "exit" shall mean the actual opening in the outside wall of a building or structure, leading from a means of egress to the open air.
44. "exit door" shall mean a door occurring at an exit and also any door occurring in a means of egress.
45. Repealed. By-law No. 81-38, S.2(2).

46. "family" means a person or a group of two or more persons occupying premises and living as a single housekeeping unit, whether or not related to each other by blood or marriage, and shall include bona fide domestic servants employed as such on the premises, but not any boarder or lodger, as distinguished from a person or group of persons occupying a room or suite in a hotel, hostel or ordinary lodging house.
47. "fire door" shall mean a fire door, including the hardware, lintel, sills, and also the frame wherever one is necessary, manufactured and installed in accordance with the requirements of good practice.
48. "fire partition" shall mean a wall or partition for the subdivision of a storey to restrict the spread of fire or to provide an area of refuge.
49. Repealed. By-law No. 81-38, S. 2(2).
50. Repealed. By-law No. 81-38, S. 2(2).
51. "fire retardant materials" means materials which are combustible in whole or in part, but have been given treatment or surface covering which substantially increases their fire-retarding qualities.
52. "fire shutter" shall mean fire shutter, including the hardware and frame, manufactured and installed in accordance with the requirements of good practice.
53. Repealed. By-law No. 81-38, S. 2(2).
54. "firewall" shall mean a wall for the subdivision of a building or the separating of buildings to restrict the spread of fire, and which starts at the foundation and extends continuously through all storeys to and above the roof.

- 55. "fire window" shall mean a fire window, including hardware, frame, sash and glass, manufactured and installed in accordance with the requirements of good practice.
- 56. "first storey" shall mean the lowest storey of a building including a basement but not a cellar.
- 57. "flammable" or "inflammable" shall mean readily susceptible of taking fire and burning with unusual rapidity.
- 58. "flammable liquid" or "inflammable liquid" shall mean any liquid the flash point of which is not higher than one hundred and seventy-five degrees Fahrenheit (175° F.).
- 59. "flash point" shall mean the lowest temperature to which an oil or substance must be heated to give off vapour which when mixed with air produces a combustible or explosive mixture, as determined by any generally recognized open cup or closed cup test.
- 60. "floor area" means a floor space enclosed by exterior walls, foundation walls, firewalls or fire partitions, or by a combination of same, in any storey or in a cellar.
- 61. "foot candle" shall mean that intensity of illumination equal to that produced at a point on a plane one foot distant from a source of one candle power and perpendicular to the light rays at that point.
- 62. Repealed. By-law No. 81-38, S. 2(2).
- 63. Repealed. By-law No. 81-38, S. 2(2).
- 64. "garage" shall mean and include a building, shed or enclosure, or part thereof, designed, adapted or used as a storage garage or repair garage or which is equipped to house a motor vehicle or motor boat

containing motor fuel, but shall not for the purposes of this by-law be deemed to include any building or place where only motor vehicles or motor boats completely void of any inflammable fuel or other inflammable liquid are stored or kept.

65. "garage, private" shall mean a garage appurtenant to a dwelling and capable of housing not more than three cars, and in which no business or industry relating to motor vehicles, or other business involving any special fire hazard, is carried on.
66. "gasoline filling station" shall include any automobile service station or filling station at which the gasoline or oil filling equipment is erected outside the building or structure, and is permanently exposed to view or otherwise advertised by display sign or other such means.
67. "good practice" shall mean that practice generally accepted by informed opinion upon any particular matter or matters in question, as being necessary or advisable for the purpose of minimizing so far as is both practicable and reasonable, all the following conditions, except that one or more of them which is not involved in the context in the particular case:
- (a) every unsafe condition as regards risk of accident other than danger from fire;
 - (b) every unsafe condition as regards danger from fire;
 - (c) every condition of air pollution or the deposit of dust, soot, cinders or other products of combustion; and
 - (d) every condition which may be or become injurious to health.

68. "grade" with reference to the height of a building or structure, wherever curb level has been established, means the elevation of curb level opposite the highest point of the building or structure, on a line perpendicular to the street line, or wherever curb level has not been established, or wherever the mean elevation of the ground adjoining the building or structure on all sides and within fifteen feet of it is higher than curb level opposite the highest point of the building or structure, then grade means the mean elevation of all the ground adjoining the building or structure and within fifteen feet of it.

(a) provided, however, that wherever a lot other than a corner lot abuts upon two or more streets, having different elevations opposite the lot, the higher of such elevations shall be considered as grade for only half of the depth of a building or for a depth of one hundred and twenty feet measured perpendicularly from the street line of the higher street whichever is the lesser distance;

(b) and provided further, that with reference to the height of a building or structure on a corner lot, grade means the average elevation of the curb levels opposite the building or structure on the two streets, or the mean elevation of all the ground adjoining the building or structure and within fifteen feet of it.

69. Repealed. By-law No. 81-38, S. 2(2).

70. Repealed. By-law No. 81-38, S. 2(2).

71. "habitable room" shall mean a room having walls from floor to ceiling, used or intended to be used by one or more persons for living, eating or sleeping, and a kitchen serving an apartment, but shall not include a sunroom, bathroom, water closet compartment, laundry, serving or storage pantry, corridor, cellar or space which is not used frequently or during extended periods.
72. "half storey" - see attic storey.
73. "hazardous substance" means any substance likely to create danger to health or danger from fire or explosion, and includes a flammable substance, and any corrosive or explosive substance and sulphuric acid and chlorine and any other substance likely to create danger to the safety or health of any person.
74. Repealed. By-law No. 81-38, S. 2(2).
75. Repealed. By-law No. 81-38, S. 2(2).
76. Repealed. By-law No. 81-38, S. 2(2).
77. Repealed. By-law No. 81-38, S. 2(2).
78. "incombustible" or "non combustible" shall mean not capable of taking fire and burning.
79. "inflammable" - see flammable.
80. "institutional building" shall mean every building or part of a building designed, adapted or used for detaining persons for correctional, disciplinary or other purposes, or for medical, surgical, charitable or other treatment or care, and shall include,

- (a) a jail, lock-up, police station, hospital for the insane, and every other place of detention;
 - (b) a hospital, infirmary, sanatorium and every other such institution for medical, surgical or other such care, treatment or supervision, except a hospital for the insane or other place of detention; and
 - (c) a nursery, a children's, infants', maternity or other such boarding or nursing home, and a home for incurables.
81. Repealed. By-law No. 81-38, S. 2(2).
82. Repealed. By-law No. 81-38, S. 2(2).
83. "lodging house" shall include any lodging or rooming house in which sleeping accommodation is provided for more than, or other than the family permitted for a dwelling.
84. Repealed. By-law No. 81-38, S. 2(2).
85. Repealed. By-law No. 81-38, S. 2(2).
86. Repealed. By-law No. 81-38, S. 2(2).
87. "means of egress" shall mean and include every stairway, ramp, passageway, aisle, lobby, corridor, doorway, room and other means of egress on the path of travel from any room or place within a building or structure to an exterior and independent exit, and shall include said exit, but shall not for the purposes of this by-law be deemed to include any outer court, yard, lane or alley leading from an exit to a public highway, nor an elevator.

88. Repealed. By-law No. 81-38, S. 2(2).
89. Repealed. By-law No. 81-38, S. 2(2).
90. "motion picture theatre" or "moving picture theatre" shall mean a motion picture theatre which has no stage designed, adapted or used for dramatic or operatic purposes.
91. "multiple dwelling" shall mean a residence building other than a dwelling and shall include a Class A multiple dwelling and Class B multiple dwelling.
92. "multiple dwelling, Class A" shall mean a residence building other than a dwelling, designed, adapted or used as the home or residence of three or more individuals or families to live separately from each other, each in their own apartment, and in which culinary facilities are separately provided for three or more of said apartments, such as apartment-house, tenement-house, apartment-hotel, kitchenette apartment-house, and studio apartment-house.
93. "multiple dwelling, Class B" shall mean a residence building other than a dwelling or a Class A multiple dwelling, that is to say, a residence building in which culinary facilities are not separately provided for the various apartments, and shall include hotel, lodging house, bachelor apartment-house, residential club house, hostel and every other such residence building.
94. "nuisance" shall mean any condition which may be or become unsafe as regards danger from fire risk or risk of accident, which may endanger the life or safety of any person or the safety of any building or structure or part thereof.
95. "opposite building" with a reference to fire protection of walls or of openings in same, shall mean a building which is in front of, adjacent to, or in the rear of another within such distance as may be prescribed, within an angle of 45 degrees on either side of the perpendicular to the plane of the wall in question.

96. Repealed. By-law No. 81-38, S. 2(2).
97. "occupier" shall mean the person in occupation or having the charge, management or control of any premises, whether on his own account or as an agent.
98. "owner" shall mean the person for the time being receiving the rent of the land or premises in connection with which the word is used, whether on his own account or as agent or trustee of any other person, or who would so receive the same if such lands and premises were let.
99. "outer court" shall mean an open, uncovered and unoccupied space appurtenant to or adjoining a building or structure, giving quick and easy access to a highway.
100. "partition" or "partition wall" shall mean any interior wall of a building or structure.
101. "place of assembly" shall mean a building or structure or other premises or part thereof designed, adapted or used for purposes of assembly, where persons may congregate for civic, political, religious, educational, social, recreational or amusement purposes in any one room or enclosure, and whether or not seating accommodation is provided, and shall include,
- (a) a theatre and a motion picture theatre;
 - (b) a court room or other such place, an assembly hall, dance hall, bowling alley and a billiard room;
 - (c) a lecture room, concert hall, auditorium or other such room of any school, college, university, club, lodge, library, museum, art gallery or of any other such place,

provided, however, that no such room or enclosure shall be deemed to be a place of assembly unless the area of same exceeds 600 square feet or there is accommodation for more than 60 persons,

- (d) a church and a Sunday School;
- (e) an arena, armouries, swimming pool and a bath house;
- (f) a railway station, bus terminal and an aerodrome;
- (g) a recreation pier, amusement park, stadium, reviewing stand, grandstand and every other such structure or premises.

102. "public building" shall mean a building or structure or other premises or part thereof, designed, adapted or used for congregating for civic, political, religious, educational, social, recreational or amusement purposes, or for the convenience of the travelling public, other than a residence building, or for purposes of governmental administration, or for other similar purposes, and shall include,

- (a) (i) a theatre and a motion picture theatre;
- (ii) an assembly hall and every other place of assembly not otherwise included in this definition;
- (b) (i) a church and a Sunday School;
- (ii) a non-resident club or lodge;
- (c) a school, college and a university;
- (d) (i) a library, museum, art gallery City Hall, Court House, and any government administration building;
- (ii) a stadium, grandstand, reviewing stand, bandstand and every other structure.

103. Repealed. By-law No. 81-38, S. 2(2).

104. "repair" shall include only the repair of any part or parts of an existing building or structure or of any apparatus or equipment regulated by this by-law by which the danger from fire or risk of accident cannot be affected, and, as used in Article I shall, with reference to any by-law of this council relating to health, include only that repair by which there cannot be created any condition which may be or become injurious to health.
105. "required" shall mean required by the provisions of this by-law.
106. "residence building" shall include every building or part of a building designed, adapted or used as the home or residence of one or more persons, or in which sleeping accommodation is provided, except an institutional building. Residence buildings shall be classified as dwellings and multiple dwellings.
107. "self-closing" with reference to a fire door or other opening protective, shall mean normally closed and equipped with a device which will effectually ensure closing after having been opened for use.
108. "shaft" with reference to a shaft of a building, shall mean an enclosed shaftway or space extending through one or more storeys, connecting a series of two or more openings in successive floors, or floor and roof.
109. Repealed. By-law No. 81-38, S. 2(2).
110. "signs" - see display sign.
111. Repealed. By-law No. 81-38, S. 2(2).
112. Repealed. By-law No. 81-38, S. 2(2).
113. Repealed. By-law No. 81-38, S. 2(2).

114. "spotting and stain removing establishment" shall mean a dry cleaning establishment in which there is done only spotting and stain removing, that is to say, the removal of dirt, grease or other stain or soil by local application of inflammable liquid, and in which said dry cleaning establishment no more than one quart of any such inflammable liquid is permitted to be had or kept.
115. "sprinklered" shall mean equipped with an automatic sprinkler system complying with the requirements of this by-law.
116. Repealed. By-law No. 81-38, S. 2(2).
117. "stairway" shall include the necessary landings or platforms.
118. "storage building" shall mean every building or part of a building, designed, adapted or used for storage and shall include,
- (a) a building for the housing or sheltering of horses, cattle, fowl, reptiles, or other live stock;
 - (b) a barn;
 - (c) a grain elevator, storage warehouse and every other building for the storage of goods, wares or merchandise other than inflammable liquid, explosive or highly combustible material or other hazardous substance;
 - (d) a carriage house, freight depot, and every other building for the housing, except for purely display purposes, of carriages, railway cars or other vehicles of transportation not containing inflammable liquid or other explosive or highly combustible material or hazardous substance, and every other building used for the storage of automobiles or other such vehicles or aeroplanes empty of fuel.

119. "storey" means that portion of a building other than a cellar, included between the surface of any floor and the surface of the floor, roof deck or ridge next above it, except an attic storey.
120. "street" shall include a highway within the meaning of The Municipal Act, also public square, and a public lane or alley of a width of not less than 10 feet.
121. "structure" shall mean a combination of materials to form a construction or fixed erection that is not adapted to permanent or continuous occupancy, and shall include an access driveway, a tent, reviewing stand, platform, staging, wall, retaining wall, radio tower, shed, coal bin, fence, and display sign, and every other such construction or fixed erection not a building.
122. "suitable" or "suitably" with reference to any premises, equipment, appliance, matter or thing shall mean that every condition which may be or become unsafe as regards danger from fire or risk of accident has been minimized in accordance with the provisions of this by-law, and with good practice generally.
123. Repealed. By-law No. 81-38, S. 2(2).
124. "theatre" shall mean a public building having a stage, with fixed or movable scenery and used or capable of being used for dramatic, operatic or other similar purposes, whether motion pictures are shown or not.
125. "treasurer" shall mean the treasurer of The Corporation of the City of Hamilton.
126. "trucking space" shall mean any space other than a street, over which motor trucks may normally be operated.

- 127. Repealed. By-law No. 81-38, S. 2(2).
- 128. Repealed. By-law No. 81-38, S. 2(2).
- 129. Repealed. By-law No. 81-38, S. 2(2).
- 130. Repealed. By-law No. 81-38, S. 2(2).
- 131. Repealed. By-law No. 81-38, S. 2(2).
- 132. Repealed. By-law No. 81-38, S. 2(2).
- 133. "work" shall be deemed to mean only work in connection with any matter which is regulated or governed by the provisions of this by-law.
- 134. "yard" shall include side yard, rear yard, front yard, outer court and every other open, uncovered and unoccupied space and curtilage appurtenant to the building or structure with reference to which the word is used.

ARTICLE III

CLASSIFICATION OF OCCUPANCIES AND CONSTRUCTION

- 300-301. Repealed. By-law No. 72-293, S.1.

ARTICLE IV

EXISTING BUILDINGS AND STRUCTURES

- 400. Repealed. By-law No. 77-206, S.1(b).

Abatement on Notice From Fire Prevention Officer

400A. (1) Whenever the chief of the fire department or the chief fire prevention officer is satisfied of the existence of an unsafe condition as regards danger from fire, whether by reason of lack of products of combustion detectors, a fire alarm system, sprinklers or fire extinguishers, lack of adequate means of egress, proximity of wood joists or other combustible construction to smoke pipes, or by reason of a building or structure or part thereof not being suitable for its use of occupancy, or otherwise, the owner shall, within the time specified in a notice from the chief fire prevention officer, cause the unsafe condition to be made safe or the premises to be made suitable, as the case may be, so far as in the opinion of the chief fire prevention officer may be both practicable and necessary or advisable, or shall cause the premises to be closed and not occupied or used again for any purpose for which they are not suitable. By-law No. 79-279, S.1., By-law No. 79-282, S.4.

(2) Upon Service on Occupier. Wherever under the circumstances described in the next preceding paragraph it appears that the responsibility is upon the occupier, such notice shall be served upon said occupier, who shall within the time specified in the said notice cause the unsafe condition to be made safe or the premises to be made suitable as the case may be, so far as in the opinion of the chief fire prevention officer may be both practicable and necessary or advisable, or shall vacate the said premises. By-law No. 6858/52.

(3) When Work May Be Done by Chief Fire Prevention Officer. Whenever any owner or occupier has contravened any provision of this by-law or failed to comply with any lawful order of the chief fire prevention officer, and a court or a justice has ordered the premises closed or that work may be done at the expense of the owner or occupier, the chief fire prevention officer may,

- (a) enter upon the premises and close the same, and affix or cause to be affixed a notice setting forth that the premises are closed by order following a conviction or court order as the case may be, with the date of such conviction or court order, and the reason for such closing; or

- (b) enter upon the premises and execute such works and do such things as may be necessary to make the same sufficiently safe, or to make safe any unsafe condition and the amount of cost and expenses of any such work done or caused to be done shall be entered on the collector's roll by the city clerk upon receipt of the necessary particulars in a statement, and shall be collected in like manner as municipal taxes are collected. By-law No. 6858/52.

(4) Appeals to Fire Marshal and County Judge. Any owner, occupier, or other person aggrieved by any notice or order of the chief fire prevention officer issued under any discretionary authority and requiring the abatement of an unsafe condition as regards danger from fire, except an order for the removal of combustible debris or other order which does not require any work of construction, installation, alteration, demolition or removal of any building, structure, equipment or part thereof, may within ten days after service of any such notice or order appeal to the Ontario Fire Marshal and from the decision of the Ontario Fire Marshal to the Judge of the County Court of the County of Wentworth, in the same manner as is provided for by The Fire Marshals Act with respect to appeals from orders of an assistant to the Ontario Fire Marshal, and all provisions of the said Act with respect to appeals to the Fire Marshal and to the county judge shall apply to appeals provided for in this section, as if the said provisions of the said Act were here re-enacted. By-law No. 6779/51, S.5.

Service of Notices, etc.

400B. Every order, notice or other communication of the commissioner or chief fire prevention officer authorized by this by-law may, when the person to whom it is addressed does not reside within the City of Hamilton or cannot by reasonable diligence be found for the purpose of making personal service upon him, be served, either by serving a true copy upon any grown-up person on the premises to which such order, notice or other communication relates, or by posting up the same in a conspicuous place on the premises, and, in addition to either of the foregoing, sending a true copy thereof to such person by registered mail addressed to him

at his last known address according to the last revised assessment roll, or, if not on the last revised assessment roll, then at General Delivery, Hamilton; and whenever any such order, notice or other communication is addressed to an occupier of any premises, a copy shall be served upon or sent to the owner also, in the manner hereinbefore provided. By-law No. 6779/51, S.5.

Construction, Installation, etc., in Contravention of By-law

401. Every building or structure and every equipment, apparatus or thing of a sort regulated by the provisions of this by-law, or building code, which has been constructed, altered, installed, repaired or placed in contravention of the provisions of this by-law, or building code, shall be deemed to be in an unsafe condition as regards danger from fire or risk of accident. By-law No. 81-38, S. 3.

402-404. Repealed. By-law No. 77-206, S.1(b).

403A. For the purposes of this by-law, and without restricting the generality of section 400A, the following shall be deemed to be unsafe conditions as regards danger from fire:

1. Means of Egress. Any building, other than a private dwelling, being unprovided with means of egress conforming to the requirements of the building code, or the defective or obstructed condition of any means of egress.

Provided, however, that a second means of egress may be waived in writing by the chief fire prevention officer in the case of,

- (a) a two-family dwelling of a height of not more than two storeys; or
- (b) a private dwelling or a two-family dwelling of a height of not more than two storeys where the same is converted to the use of a lodging house without any structural changes which lessen the existing means of egress; or

- (c) a one-family apartment in the second storey of a building of a height of not more than two storeys where there is no hazardous occupancy in the first storey;
 - (d) a storey of a two-family dwelling, a lodging house or a multiple dwelling, in which storey there is no habitable room. By-law No. 79-282, S.5.
2. Signs, etc. Not to Obstruct. Any sign, advertising device or other structure or obstruction whatsoever being so located as to obstruct any door, window, scuttle, skylight or fire escape, or otherwise as to obstruct the ready and easy access of firemen in case of fire. By-law No. 81-38, S. 4(2).
 3. Fire Protection. The lack of fire-retarding protection conforming to the requirements of the building code for a new building, or the defective condition of same. By-law No. 79-282, S.6(1).
 4. Fire Fighting Equipment. The lack of fire extinguishing equipment conforming to the requirements of the building code for a new building, or the defective condition of same; or the lack of adequate and suitable fire extinguishers of such type and number as good practice may require, or the defective condition of same. By-law No. 79-282, S.6(2).
 5. Ruinous Condition, etc. Any building or structure or part thereof which, by reason of its ruinous or dilapidated state, faulty construction or otherwise, is in an unsafe condition as regards danger from fire.
 6. Heat Containers and Other Equipment, etc. Any chimney, flue, fireplace, furnace, stove, oven, boiler, smoke pipe or other heat container or fuel burning equipment or appurtenance, any forced draft system, ventilating system or other apparatus or thing being in an unsafe condition as regards danger from fire.

7. Electric Wiring, etc. Any wire or other apparatus for the generation, transmission or use of electricity being in an unsafe condition as regards danger from fire.
8. Elevator and Other Shafts. The lack of adequate and suitable trapdoors for a shaft which is not otherwise properly enclosed and protected, or the defective condition of same.
9. Lighting Facilities. The lack of adequate and suitable lighting facilities in any hall, corridor, stairway or in any part of any means of egress except that of a private dwelling, or the defective condition of same. By-law No. 6804/51.
10. Emergency Lighting Facilities. The lack or the defective condition in the means of egress of any existing building or occupancy, of emergency lighting facilities conforming to the requirements for new erections. By-law No. 10898/69.
11. A residence building containing four or more storeys above grade which is not equipped with an automatic fire alarm system. By-laws Nos. 79-282, S. 7; 81-38, S. 4(3).
12. A residence building other than a single family dwelling and a residence building equipped with an automatic fire alarm system, which is not equipped with products of combustion detectors that,
 - (a) are equipped with a visual indication that they are in operation; and
 - (b) are connected with the building's electrical supply without a disconnect wall switch; and
 - (c) are permanently mounted to a standard electrical outlet or junction box on the ceiling; and
 - (d) are served by a circuit not interconnected to any wall outlet.
 By-law No. 79-279, S.2.

- (e) are interconnected in such a manner that activation of one detector will cause all others to activate. By-laws Nos. 79-279, S. 2; 81-38, S. 4.

404. Repealed. By-law No. 77-206, S.1(b).

ARTICLE V

GENERAL BUILDING RESTRICTIONS

500. Repealed. By-law No. 77-206, S.1(c).

501-507. Repealed. By-law No. 72-293, S.2.

508. Repealed. By-law No. 77-206, S.1(c).

ARTICLE VI

MEANS OF EGRESS

600. Repealed. By-law No. 73-218, S.2.

601-613. Repealed. By-law No. 72-293, S.3.

614. Repealed. By-law No. 77-206, S.1(d).

ARTICLE VII

MATERIALS, LOADS, STRESSES

700-706. Repealed. By-law No. 72-245, S.1.

ARTICLE VIII

CONSTRUCTION

800. Repealed. By-law No. 72-245, S.2.
801. Repealed. By-law No. 73-218, S.3.
- 802-804. Repealed. By-law No. 72-245, S.2.
805. Repealed. By-law No. 72-293, S.4.
- 806-810. Repealed. By-law No. 72-245, S.2.
811. Repealed. By-law No. 72-293, S.4.
812. Repealed. By-law No. 73-218, S.3.
813. Repealed. By-law No. 72-293, S.4.

ARTICLE IX

SAFEGUARDS DURING OPERATIONS

- 900-915. Repealed. By-law No. 77-206, S.1(e).

ARTICLE IX-F

SAFEGUARDS DURING OPERATIONS (DANGER FROM FIRE)

- 900F-905F. Repealed. By-law No. 77-206, S.1(f).

ARTICLE X

FIREPROOF CONSTRUCTION AND FIREPROOFING GENERALLY

1000-1011. Repealed. By-law No. 72-293, S.5.

ARTICLE XI

CHIMNEYS, FLUES AND FIREPLACES

1100-1106. Repealed. By-law No. 72-293, S.6.

ARTICLE XII

HEAT APPLIANCES AND MISCELLANEOUS EQUIPMENT

1200. Repealed. By-law No. 77-206, S.1(g).

1201-1211. Repealed. By-law No. 72-293, S.7.

1212. Repealed. By-law No. 73-218, S.4.

1213-1219. Repealed. By-law No. 72-293, S.7.

1220-1221. Repealed. By-law No. 77-206, S.1(g).

ARTICLE XIII

SPECIAL REQUIREMENTS FOR CERTAIN OCCUPANCIES

1300. Repealed. By-law No. 77-206, S.1(h).

1303-1304. Repealed. By-law No. 72-293, S.8.

- 1304A-1304D. Repealed. By-law No. 72-293, S.8.
1305. Repealed. By-law No. 72-293, S.8.
1306. Repealed. By-law No. 77-206, S.1(h).
- 1307-1308. Repealed. By-law No. 72-293, S.8.
- 1308A. Repealed. By-law No. 72-293, S.8.
1309. Repealed. By-law No. 81-38, S.5.
1310. Repealed. By-law No. 77-206, S.1(h).
1313. Repealed. By-law No. 72-293, S.8.
1314. Repealed. By-law No. 77-241, S.1.

ARTICLE XIV

FIRE EXTINGUISHING EQUIPEMENT AND FIRE ALARM SYSTEMS

1400. Repealed. By-law No. 77-206, S.1(i).
- 1401-1403. Repealed. By-law No. 72-293, S.9.
1404. Repealed. By-law No. 77-206, S.1(i).
- 1405-1407. Repealed. By-law No. 72-293, S.9.
1408. Repealed. By-law No. 77-206, S.1(i).

USE AND MAINTENANCE OF PREMISES,
 CONDUCT OF BUSINESS, AND NUISANCE
 (Risk of Accident Other Than Danger From Fire)

- 1500-1501. Repealed. By-law No. 77-206, S.1(j).

ARTICLE XV

USE AND MAINTENANCE OF PREMISES

1502. (1) Repealed. By-law No. 81-38, S.6.

(2) Repealed. By-law No. 81-38, S.6.

(3) Repealed. By-law No. 81-38, S.6.

(4) The occupier of every place of assembly shall keep posted prominently in every storey or every part of a storey where such assembly may occur, a Notice in characters easily legible to the naked eye at a distance of 10 feet. Such Notice shall state the maximum number of persons which the floors in question may safely accommodate and for whom adequate means of egress, in case of fire, have been provided. This Notice will be issued by the Chief Building Official for the Chief Fire Prevention Officer. By-laws Nos. 6779, S.13; 81-38, S.6.

1509. Repealed. By-law No. 81-38, S.6.

ARTICLE XV-F

USE AND MAINTENANCE OF PREMISES, CONDUCT OF BUSINESSES,
AND NUISANCE GENERALLY
(AS REGARDS DANGER FROM FIRE)

Abatement of Nuisances - Danger From Fire

F1500. (1) Every occupier of a building, structure or premises upon or in connection with which there exists or arises a nuisance as regards danger from fire, shall within the time specified in a notice from the chief fire prevention officer, abate the said nuisance, and execute such works and do such things as may be necessary for that purpose.

(2) Wherever it appears that it is by reason of the act, default or sufferance of some person other than the occupier that such a nuisance arises or continues, such notice shall instead be served upon such person, who shall thereupon abate the said nuisance, within the time specified, and execute such works and do such things as may be necessary for that purpose.

(3) It shall be an offence for any person to cause or permit a nuisance.

(4) Wherever an owner, or occupier fails after due notice as aforesaid, to abate a nuisance in compliance with the terms of said notice, the chief fire prevention officer may enter upon the premises and take such steps as may be necessary to abate the nuisance and the cost and expense thereof shall be entered on the collector's roll and collected in like manner as municipal taxes are collected,

- (a) provided, however, that where an owner or occupier has failed to comply with any order given pursuant to this section, the chief fire prevention officer shall not, save as hereinafter provided, enter upon the premises and take steps to abate the nuisance as aforesaid, unless or until a court or justice has ordered that such may be done, as provided in The City of Hamilton Act, 1951;
- (b) and provided further, that before the chief fire prevention officer exercises the power of abating a nuisance he shall give reasonable notice and reasonable time within which the work may be done or commenced or continued, save where the delay involved should not under all the circumstances be permitted, having regard to the public safety or the safety of any persons, in which case the said powers may be exercised without notice, or any order of a court or justice.

Combustible Substances

F1501. (1) The breach of any of the following provisions of this section shall be deemed to be a nuisance as regards danger from fire:

- 1. All storing, keeping or having of any combustible waste products shall be either in a fireproof container of a capacity of not more than five thousand cubic feet, or in some other as suitable manner;

2. All storing, keeping or having of shavings, excelsior, hay, straw, sacks, bags, litter, rubbish and other combustible material shall be in bales stacked in an orderly manner or stored in suitable vaults or in metal or metal-lined and covered receptacles or bins and to no greater quantities than is reasonably necessary for the purpose or purposes in question, and no unbaled or improperly stored litter or rubbish shall be kept or had or left in or about any premises; provided, however, that the foregoing shall not be deemed to require the baling or storing in metal or metal-lined receptacles, or litter or rubbish in a multiple dwelling, if same is removed or otherwise disposed of at intervals of no longer than two days, nor shall it be deemed to prohibit the storing of hay and straw in stables or barns or in stacks if done in a suitable manner and location;
3. In the case of the storing of any hay or straw in a stack, said stack shall be distant at least 100 feet from the nearest building or structure of combustible construction and from the nearest lumber or accumulation of combustible substance;
4. No lumber or other combustible building material shall be stored, kept, or had in a greater quantity or for a longer time than is reasonably necessary under the circumstances on any street or premises except in a suitable manner a lumber yard, warehouse or other such proper place;
5. No flammable decorations of paper, paper products, cotton batting, straw, dry vines, leaves, dead shrubs or dead trees, or drapes or decorations of cloth having a substantial content of cotton or other flammable material, or of any other flammable material, which has not been effectually rendered flameproof and tagged with a dated certificate of such flameproofing, shall be had in any show window store, place of public assembly or in any business

or other place whatsoever, except in an apartment, and no flammable decorations shall be had on any electric fixture in any place whatsoever;

6. The keeping of fireworks in retail quantities shall only be in covered boxes in a suitable room or place separate to that to which the public has access, provided, however, that this shall not be deemed to prohibit the display of small quantities of same in a safe manner where the public does have access, provided, however, that the display of live fireworks of any kind shall not be permitted in any window, and that all window displays shall be of dummies only, containing no explosive or charge;
7. No flammable or explosive or otherwise hazardous substance in as great as ordinary retail quantities shall be stored, kept or had, otherwise than in suitable packages or containers kept in a neat, clean and orderly manner, on substantial shelving in a suitable place;
8. All keeping or storing of Christmas trees shall be at least fifteen feet from the nearest combustible construction, from the nearest door or window of any building and from the nearest motor vehicle; and no Christmas trees shall be stored or kept at any gasoline filling station or other place where more than one quart of flammable liquid is kept or had, or in other as unsafe premises, and all accumulations of Christmas trees and parts thereof shall be disposed of within twenty-four hours after the 25th day of December in each year;
9. The storing, keeping or having of empty cases, boxes, barrels or other combustible containers shall be to no greater quantities than is reasonably necessary, and all such storing, keeping or having shall be

orderly, and said containers so located as not to obstruct any means of egress. Every outside pile of packing cases, boxes, barrels or other combustible containers shall be less than 20 feet in height and located at least 50 feet from the nearest building or structure. All outside and inside storing, keeping and having shall be compact and orderly;

10. Every container which has previously contained flammable liquid shall be rendered incapable of giving off fumes, before any flammable liquid of a higher flash-point is put into it;
11. No tank, drum or other such container shall be kept or had, in which flammable liquid is or has been contained and which is uncleansed or uncapped, or is otherwise capable of giving off fumes, and no such container shall be kept or had, which has been unused for so long a period as 6 months, unless same is filled with water;
12. No tank, drum or other such container shall be kept or had, in which flammable liquid is or has been contained, in any place where it might not lawfully be kept when full, unless same has been rendered incapable of giving off fumes;
13. No deposit or accumulation of ashes or embers, or of any greasy or oily substance or material, or of any substance liable to spontaneous ignition, shall be nearer to any lumber, hay, shavings or rubbish, or to any wooden plastered or other combustible wall, partition, fence or floor, or to any other such combustible material than 10 feet, except in suitable metal or metal-lined and covered containers on suitable non-combustible stands and at least two feet from all other combustible material or substance;

14. No deposit or accumulation of combustible material shall be had or permitted to remain in any place where its presence shall create a condition which may be or become unsafe as regards danger from fire;
15. No person shall cause or permit any leakage, discharge, deposit or accumulation, or any manufacture, use, storing, keeping or having of any flammable liquid or of any flammable or explosive gas, fumes or dust, or of any other explosive, flammable or otherwise hazardous fluid or substance which may create an unsafe condition as regards danger from fire or risk of accident;
16. No person shall cause or permit any deposit or accumulation of dry grass, weeds or other dry vegetable matter, whether standing or not, or any waste paper, hay, straw, litter or other combustible waste, rubbish or substance of any kind, in or about any vacant lot, roof, street, alley, building, structure or other premises or place, to such quantity or in such manner as to constitute an unsafe condition as regards danger from fire. By-law No. 81-38, S.7.

Other Nuisances

(2) The following shall be deemed to be nuisances as regards danger from fire:

1. The use or occupation of a building or structure or part thereof for any purpose for which it is structurally unsuited or which renders it dangerous.
2. Any unsafe condition as regards danger from fire, in or about any fire escape, stair, hall, passage, corridor, horizontal exit, doorway or other part of any means of egress of any occupied building or structure, or in or about any yard,

land, alley, or other required means of passage between a required exit of any occupied building or structure and a public highway, whether by reason of,

- (i) The defective condition of any door fastening, or of any revolving door or its equipment;
 - (ii) The locking or fastening of any door or window in such a manner as to obstruct ready and easy access;
 - (iii) Any parked automobile or other vehicle or obstruction of any kind;
 - (iv) Any accumulation of snow or ice;
 - (v) Improper or insufficient lighting including exit indicator lights where these are required;
 - (vi) Any other cause which may prevent any means of egress and the approaches thereto and means of passage therefrom, from being in a good, safe, useable condition at all times.
3. The failure to provide proper fire extinguishing equipment as required by Article XIV of this by-law, to the extent specified in any lawful order issued pursuant to section F1500.
 4. The placing, or permitting to remain, of any smoke pipe in an unsafe location with reference to the proximity of combustible construction, or so arranged or placed as not to conform with all the requirements of the building code and of good practice.
 5. The failure to keep sufficiently lighted at all times, all parts of all means of egress from a multiple dwelling, institutional building or other premises occupied by any person or persons during any hours of darkness, provided that during a general

power failure, this clause shall not apply to any premises where emergency lighting facilities are not required, and shall apply to premises where such facilities are required, only during the period when light from such facilities is required.

6. Any overcrowding of any premises in such a manner as to create an unsafe condition as regards danger from fire.
7. The leaving of any building or structure equipped with one or more elevators, without at least one of them being in complete readiness for use by the fire department of the corporation at all times when no operator is in attendance. For the purpose of this provision, an elevator shall be deemed to be in complete readiness only when the cab is on the ground floor, available for operation with doors open, the starting switch in the operating device and in all other respects ready for immediate operation.
8. The leaving, storing, placing keeping, and maintaining in any part of any elevator shaft in any building or structure, any combustible or flammable or explosive material or compound, and the walls of such elevator shafts shall at all times be kept clean and free from rubbish and litter and all flammable materials.
9. Any required fire shutter, fire door or fire window remaining open or improperly closed after completion of the day's business or at any other time when it ought to be closed to avoid danger from fire.
10. All vacant buildings and structures shall at all times be kept free from debris and flammable material, and all openings in any such building or structure shall be kept securely fastened and closed so as to prevent the entry of unauthorized persons.

11. All hoods, vents, pipes, fans and other fixtures and objects above or leading from any cooking range or other fuel burning equipment or electric cooking or heating equipment shall be kept clean and free of grease and dirt at all times.
12. The storing, keeping or having of any gasoline engine, motor vehicle, motor boat or aeroplane containing gasoline or other flammable liquid in the fuel tank or elsewhere, in any building or other enclosed premises other than a garage, gasoline filling station, motor boat house or hangar, conforming to the requirements of this by-law, unless by written permission from the chief fire prevention officer.
13. Any bonfire involving the burning of grass, weeds, twigs, branches of trees, leaves, garbage, building materials, sawdust, shavings, or any other combustible material, in or about any yard, street or alley, vacant lot or other premises where the same may cause an unsafe condition as regards danger from fire.
14. The having or permitting of any open torch or flame in or about any premises where it may constitute a danger as regards danger from fire or explosion, or the causing or permitting of any other act or practice liable to cause such a danger in any such premises.
15. Smoking is hereby prohibited in every fur factory, chemical laboratory, dry cleaning establishment, warehouse for the storage of combustible goods, wares or merchandise, in every department store and other premises where danger from fire might be aggravated by the number of people likely to be present, in every premises where smoking is likely to create a condition which may be or become unsafe as

regards danger from fire, and, save where the premises including floors, are of masonry or other incombustible construction, in every theatre, motion picture theatre, auditorium, arena and other place of assembly; provided that this prohibition shall not be deemed to apply to smoking within private living quarters in any dwelling, multiple dwelling or trailer.

16. Any accumulation of combustible matter or of any rubbish or debris in any place or in any manner as to create an unsafe condition as regards danger from fire. By-laws Nos. 6779/51; 6914/52; 8952/60; 81-38, S.8.

Permits and Miscellaneous Requirements Re Certain Occupancies

F1502. No person shall cause or permit the use of any premises for the operation, carrying on, conduct or maintenance of any of the establishments, occupancies or uses following:

1. A place of assembly in or on any building or structure.
2. A gasoline filling station.
3. A garage or hangar.
4. A dry cleaning establishment.
5. A spotting and stain removing establishment.
6. A spray paint shop, lacquer shop, dipping plant or any other enclosed or partly enclosed premises wherever there is used for painting, enamelling, dipping or otherwise covering any material or surface, a compound which flashes, or emits flammable vapour, at a temperature of one hundred degrees Fahrenheit (100°F) or less.
7. The manufacturing, storing, keeping, having, handling or using of flammable liquid, or of any other flammable substance.

8. The manufacturing, storing, keeping, having, handling or using of gunpowder, nitroglycerine, nitro compound, explosive nitrate mixture or compound, explosive chlorate mixture or compound, fulminate or other explosive mixture, compound or substance.
9. The keeping or storing of lumber.
10. The keeping or storing of Christmas trees.
11. A warehouse or yard for the storage of salvage or of combustible goods.

unless said premises are sufficiently suitable for such purpose and a permit in writing, signed by the chief fire prevention officer has been obtained and remains unrevoked, irrespective of whether a licence has been obtained, provided however, that this provision shall not be deemed to require a permit for,

- (a) The keeping by a retail dealer of fireworks in quantities no greater than ordinary retail quantities; or
- (b) The keeping or having of small arms ammunition in the form of safety cartridges for private use and not for sale, in such quantity as one may reasonably require for a rifle, revolver, shotgun or other small arm which he has lawfully in his possession; or
- (c) The storing, keeping or having by a retail dealer, of any flammable liquid or otherwise hazardous substance in quantities no greater than ordinary retail quantities, in suitable packages or containers kept in a neat, clean and orderly manner on substantial shelving in a suitable place; or
- (d) The storing, keeping or having of any flammable liquid, in a quantity and in a manner falling within the proviso to section F1508(a); or

- (e) The storing, keeping or having of explosives, the property of the Crown and stored, kept or had under the jurisdiction of the Department of National Defence; or
- (f) The keeping or having of any flammable or otherwise hazardous substance for lawful and reasonable domestic purposes in quantities no greater than necessary for the purpose, and kept or had in such manner as not to cause or to become a nuisance. By-laws Nos. 6779, S.13; 81-38, S.9.

Public Occupancies

F1503. Non-conformity with any of the following requirements with respect to the use and maintenance of a place of assembly shall be deemed to be a nuisance as regards danger from fire:

- 1. Loose chairs shall be placed to a number not greater than one for every eight square feet of floor space.
- 2. Seats shall be placed only in sections of two or more in rows, and shall conform as to number, arrangement and in other respects, with the requirements of the building code.
- 3. Every aisle shall be used only as an aisle, and kept unobstructed by persons standing, or by the placing of chairs, or by other means whatsoever, at all times while premises are in actual use as a place of assembly.
- 4. In a stage, no object or material of any kind shall be placed in or about the same in such manner as to cause any unnecessary obstruction or interfere with the safe functioning of electrical equipment.

5. No loose clothing shall be deposited on chairs in any room being used as a place of assembly but all such shall be deposited in a cloakroom or otherwise so as not to impede egress in the event of fire. By-laws Nos. 6779/51, S.(14,15); 10666/65; 81-38, S.10.

Schools

F1503A. Non-conformity with any of the following requirements for fire alarm systems for schools shall be deemed to be a nuisance as regards danger from fire, and for the purpose of this section, school includes public school, separate school, private school, university and every other such school, but does not include a barbers' college, beauticians' school, business college, commercial gymnasium, art school, dancing school, music school or any such enterprise carried on as a business, or which does not enjoy exemption from municipal taxation as a school or seminary of learning:

1. Every school shall have a suitable fire alarm system in accordance with the requirements of this section.
2. Where there are no more than four classrooms, the system may be non-electric, and where there are five or more classrooms the system shall be an electric system, electrically supervised, and every component of the system shall be suitable and shall be compatible with all other components of the system according to their requirements.
3. The electrical supply shall be from the line side of the main service of the publicly operated electrical distributing system, and, where the total floor area of the school, including all cellars and basements, exceeds 100,000 square feet, an auxiliary power supply from batteries or an emergency generator shall be provided for each alarm system. No electrical appliance, device or other electrical equipment, other than the fire alarm system, shall be connected to either of such circuits.

4. Provision shall be made for the possible future necessity of connection to the municipal fire alarm system.
5. Provision shall also be made for the possible future necessity of installation of heat detecting devices.
6. Suitable and adequate alarm stations shall be installed along all means of egress, and one shall be installed in the same storey as, and within 100 feet of travel of, every location in that storey. All fire alarm sounding devices shall be suitable and adequate so as to be clearly audible throughout the school above all other noises that are likely to occur, and be readily distinguishable from all other bells, gongs, and other sounding devices. No pre-signal fire alarm system shall be installed or used.
7. Plans and specifications for all fire alarm systems shall be submitted to the chief fire prevention officer for inspection, prior to installation. By-laws Nos. 9697/62; 81-38, S.11.

Residence Buildings

F1504. Non-conformity with any of the following requirements with respect to a multiple dwelling shall be deemed to be a nuisance as regards danger from fire:

1. No Class A multiple dwelling having six or more apartments shall at any time while occupied be left without a janitor or some other responsible person in charge of same.
2. No Class B multiple dwelling in which the owner does not reside shall at any time while occupied be left without a janitor or some other responsible person in charge of same. By-laws Nos. 6779, S.16; 81-38, S.12.

Garage, Hangar, Gasoline Filling Station

F1506. Non-conformity with any of the following requirements with respect to the use and maintenance of a garage, hangar or gasoline filling station shall be deemed a nuisance as regards danger from fire:

1. To store or keep gasoline or other flammable liquid in or upon any such premises, except in conformity with the requirements of this by-law and good practice generally; and no gasoline or other flammable liquid shall be allowed to remain in any motor vehicle in a sales showroom, or while stored for any period exceeding one month; provided that the foregoing shall not be deemed to prohibit the keeping of gasoline or other flammable liquid in an amount not exceeding one gallon, when kept in a suitable safety container.
2. All portable welding and burning equipment shall have attached to the buggy a suitable fire extinguisher.
3. There shall be kept and maintained in every such premises having a floor area of one thousand square feet or less, at least two fire extinguishers of suitable type. Where the floor area of any such premises exceeds one thousand square feet, there shall be one additional such fire extinguisher for each additional thousand square feet, or fraction thereof. All such fire extinguishers shall at all times be kept in good order and repair and ready and available for immediate use.
4. To permit gasoline or other flammable liquid, oil, or other foreign matter to remain on any floor, or allow the same to pass into or to be emptied into any drainage system, toilet, tank, cistern, washbasin, trap, waste pipe, urinal, or

any other fixture or appliance attached to, connecting with or emptying into any sewer, enclosed pipe, or cistern.

5. To use any room in any such premises for the purpose of an office, unless it has a direct exit to the open air.
6. To use in any such premises (except a repair garage having a capacity of not more than three motor vehicles), any stove, forge, or other device employing open flame, or fire, or any electrical or other apparatus which is liable to produce an exposed spark (except where such electrical or other apparatus is fixed at least two feet above the floor level), unless such stove, forge, or electrical apparatus or other device is in a compartment or room properly separated from the working area by a fire partition and such compartment or room is properly equipped with a fire door, with the sill raised at least eight inches above the level of the floor on which it rests.
7. No boiler or furnace shall be located in any such premises unless such boiler or furnace is either enclosed in a separate compartment complying with the requirements of the building code, or is otherwise located in accordance with good practice. By-law No. 81-38, S.13.
8. No gasoline or other flammable liquid shall be delivered to any tank or otherwise handled or used by any person while smoking, nor to the tank of a motor vehicle while the engine is running.
9. The floor of every repair garage and gasoline filling station shall be provided with at least one suitable metal refuse receptacle equipped with a metal lid and all flammable waste material shall be kept therein until removed from the premises.

10. Wherever in any repair garage having a capacity of not more than three motor vehicles, it is impossible to have any stove used therein placed in a separate fire resistive room, then such stove shall be placed upon masonry, or raised on metal legs so that the bottom of the fire pit or chamber of such stove shall be at least two feet above the floor level.
11. In every gasoline filling station there shall be kept and maintained in good condition, fire extinguishers of suitable type as follows, namely: one five pound dry powder extinguisher, or one fifteen pound carbon dioxide extinguisher in the office and one two and a half pound dry powder extinguisher or one five pound carbon dioxide extinguisher in the grease rack or car wash room, or other as adequate and suitable extinguishers. By-law No. 10154/63.

Dry Cleaning Establishment

F1507. (1) Non-conformity with any of the following requirements with respect to the use and maintenance of a dry cleaning establishment shall be deemed to be a nuisance as regards danger from fire:

1. No gas or gasoline engine, furnace, stove, boiler, steam generator, electric dynamo or motor, and no heating or pressing device shall be located, maintained or used inside the building used for dry cleaning or dry dyeing or within a distance of fifteen feet of same, provided, however, that an electric motor may be used within such distance if it is outside a masonry or concrete wall, and provided further, that if an effectually explosion-proof motor is used, it may be placed within the building.

2. No machine for dry cleaning, extracting or redistilling shall be had or used except a closed machine which is fluid tight, and equipped with a hinged door for clean-out purposes only. Every washer shall have hinged doors so devised that they will automatically close in the event of explosion.
3. All deodorizing tumblers or deodorizing apparatus of whatever type shall be located only in a room or rooms separate from the dry cleaning room, and shall be fitted with suitable explosion doors, automatic steam valves and ventilating devices.
4. All distillation and refining of inflammable liquid shall be carried on, and all open plate and frame filters shall be used, only in a room of an area of at least eighty square feet, and separate from the dry cleaning room.
5. All continuous clarifiers that have no open flow shall be located in the distillation room, provided, however, that if absolutely essential to the efficient operation of the plant, same may be located in the dry cleaning room. All gauges and sight glasses shall be so located as to be protected from damage.
6. All shafting through a wall shall be through wall openings effectually protected to prevent the passage of flame and explosion, which openings shall be situate at least ten feet above the floor.
7. All storage of inflammable liquid shall be in underground tank or tanks, each of a capacity of 1,000 gallons or less and otherwise suitable.
8. All underground piping shall be of an internal diameter of at least 1 1/4 inches and otherwise suitable.

9. The transfer of all inflammable liquids shall be only through continuous piping, and all outlet or drain pipes shall be drained by gravity or shall be pumped to settling or storage tanks. Pumps only shall be used in feeding the supply pipes and shall be so located as to ensure the return of all inflammable liquid to the storage tanks by gravity when the operation is completed.
10. All tables, racks, shelves and cupboards used for the hanging and storing of fabrics shall be of incombustible material.
11.
 - (a) There shall be provision for ventilating by means of apertures, each of an area of at least sixty square inches, located in the external walls at the floor level and spaced not more than six feet apart on centres. Every such aperture shall be covered with a wire screen having at least two meshes to the inch;
 - (b) There shall also be a ventilating system capable of completely changing the air every two minutes or with such greater frequency as may be necessary, while the plant is in operation;
 - (c) All exhaust piping and outlets shall be so designed, located, installed and maintained as to avoid nuisance. By-law No. 6779, S.(15,16).
12. Every switch, cut off and fuse in connection with the lighting system shall be located outside the building, all wiring shall be in rigid conduit, and all actual lighting shall be by means of keyless-socket incandescent electric lamps, closed in vapour-proof receptacles and protected by strong wire cages.
13. There shall be a fire extinguishing system consisting of perforated steam pipes and conforming to the following specifications:

- (a) The pipes shall have an internal diameter of not less than two inches, and perforations of at least 1/4 inch in diameter at regular intervals, to such number that there is at least one hole for every twenty-five feet of floor space;
- (b) The pipes shall be so connected as to equalize the distribution of steam and so placed that the steam when turned on will quickly fill the entire building;
- (c) The pipes shall be connected to a source capable of filling the whole building with steam within one minute; and
- (d) The whole said system shall be equipped outside the building, in the service line, with a quick acting lever valve readily accessible in case of fire,

or with any other fire extinguishing system as effectual for the purpose.

- 14. At least one suitable chemical fire extinguisher, and three pails of sand shall be provided for each 500 square feet of floor space.
- 15. All shafting, pulleys, piping and metallic parts of machines shall be properly grounded by 10-gauge copper wire or larger, connected to a water pipe or other grounding device, and this system of grounding shall be examined and tested by the licensee at least once each week in the presence of another person, entry made of the fact and the date in a book kept for the purpose, and said book kept available for inspection at any time by the commissioner. The system of grounding also shall be kept in good repair at all times.

16. At least two asbestos sheets and one pike pole of suitable length and design shall be kept ready for immediate use in a convenient place adjacent to the cleaning room.
17. Electric irons shall not be used in any part of premises where dry cleaning or dry dyeing is done.
18. Every washing machine shall remain closed and every liquid container covered when containing inflammable liquid, except for that length of time necessary for loading and unloading.
19. Scrubbing and brushing may be performed in the dry cleaning room, only when all inflammable liquid is contained in a metallic pan or container. All inflammable liquid used shall be returned to the settling or storage tanks as soon as the brushing or cleaning operation is completed.
20. Drying shall not be done in wooden dust wheels unless same are located in the open air or are directly connected to exhaust fans of sufficient capacity to carry away all gases and fumes liberated by such dust wheels.
21. At the close of the day's operations all inflammable liquid contained in washers, extractors, stills or other receptacles shall be returned to the storage or settling tanks.
22. No sludge or waste containing inflammable liquid shall be permitted to drain into any pipe connected to a sewer of the corporation.
23. All sludge and waste containing inflammable liquid shall be kept in suitable containers and disposed of at least once per week in a place and in a manner satisfactory to the city engineer.

24. Wherever a ventilating system consists of flues, said flues with their inlets and outlets shall be kept clear, and all flues in connection with deodorizing apparatus shall also be kept clear.
25. There shall be no match on the premises nor any smoking, and notices to that effect shall be conspicuously posted.
26. Every fire, explosion or other accident or happening resulting from the operation of the establishment or from the use or presence of inflammable liquid shall forthwith be fully reported to the chief fire prevention officer who shall investigate and record the same. By-law No. 6779/51, S.18.

Manufacture, Storage and Use of Inflammable Liquid
(By-law No. 6779/51, S.14)

F1508. Non-conformity with any of the following requirements with respect to the manufacture, storage, keeping, having or using of any inflammable liquid shall be deemed to be a nuisance as regards danger from fire:

1. Save as hereinafter otherwise permitted, no such inflammable liquid shall be manufactured, stored, kept or had except in suitable premises, nor shall it be manufactured, stored, kept, had or used in any manner contrary to the requirements of this by-law or of good practice, provided, however, that notwithstanding the foregoing, and subject to the next following proviso, inflammable liquids may be kept, had or used in a building or structure which is not in conformity with the requirements of this by-law for that purpose, to the amounts as follows, and otherwise in accordance with the following:

- 100 gallons of coal oil in a steel drum or drums;
- 300 gallons of fuel oil in a steel tank or tanks;
- 45 gallons of lubricating oil with not more than 15 gallons in any one container or, if separated from all other inflammable materials by a firewall, 300 gallons;
- 20 gallons of any other inflammable liquid the flash point of which is 110 degrees Fahrenheit, or higher, in a suitable container or containers;
- 5 gallons of gasoline or other inflammable liquid the flash point of which is lower than 110 degrees Fahrenheit, in a suitable container or containers,

and provided further, that in a spotting and stain removing establishment or in other such non-conforming premises a quantity not exceeding one quart of gasoline, benzine, naphtha or other inflammable liquid the flash point of which is lower than 110 degrees Fahrenheit, may be kept or had in a suitable self-closing metal container in any room provided with two exit doors. By-laws Nos. 4866/37, S.32; 6779/51, S. (16,19).

- 2. Every such premises shall be heated by no other means than a hot air, hot water or steam heating system, properly designed, constructed and maintained suitably for the purpose of heating such a premises.
- 3. No stove, torch, open flame or other similar or other source of danger shall be had or permitted in or about the premises, except within a suitable enclosure properly designed, constructed and maintained conforming to the stipulations prescribed in Article XII for a furnace room and suitable in all respects to the hazard of this occupancy.
- 4. There shall be no match on the premises nor any smoking, and notices to this effect shall be conspicuously posted. By-law No. 4866/37, S.32.

5. Delivery of inflammable liquid shall be only in suitable sealed containers, or shall be to a storage tank by means of a hose from boat, tank car, motor truck or other vehicle, directly to the fill pipe of said storage tank. By-laws Nos. 4866/37, S.32; 81-38, S.14.

Manufacture, Storage and Use of Explosive

F1509. Repealed. By-law No. 61-9382.

Manufacture, Storage and Use of Other Hazardous Chemicals

F1510. Non-conformity with any of the following requirements with respect to the manufacture, storage, keeping, having, handling or using of any hazardous chemical or substances shall be deemed to be a nuisance as regards danger from fire:

1. Wherever any said substance is an acid or liquid of a corrosive nature it shall not be manufactured, stored or kept except in a room or place used for no other purposes, which has a cement floor with proper facilities for washing down and draining, and in which all carboys are contained in a container or containers suitable for the character of the contents in case of leakage or breakage.
2. No acid or liquid of a corrosive nature shall be had or used in any room or place save in one having a floor which may readily and quickly be washed down and drained in case of spillage or breakage, provided, however, that this shall not be deemed to apply to the having or using of a quantity no greater than one quart.
3. No nitric acid or other liquid of a similar nature shall be stored, kept, had or used

where in the event of spillage or breakage it might come in contact with wood, cotton or other such organic substance.

4. In a retail establishment, all hazardous chemicals and substances shall be in packages or containers usual to the retail trade and suitable in other respects and shall be neat, clean and orderly, and all shelving used for that purpose shall be substantial.
5. In a warehouse, factory or wholesale establishment all nitrates, chlorates and other substances of an oxidizing nature if in bags or sacks shall be stored in a dry place, and if in bulk, shall be in steel-lined bins, and, wherever by reason of the quantity stored or otherwise it is necessary or advisable, storage shall be in a separate room or building. By-laws Nos. 6779, S.(14,16); 81-38, S.15.

Storage of Coal in Yards, etc.

F1511. Non-conformity with any of the following requirements with respect to the storing of coal or coke or the manufacture, storing, handling or using of pulverized fuel or other materials for fuel or other materials for fuel purposes, except as herein otherwise provided for fuel oil, shall be deemed to be a nuisance as regards danger from fire:

1. No soft coal or slack shall be stored in a combustible bin or closer to a furnace or heating plant than three feet, if the quantity exceeds six tons.
2. Coal shall not be stored inside a building in any quantity greater than 100 tons and then only if the pile is not more than 20 feet high, and vent tubes of a diameter of at least three inches occur not more than ten feet apart in any direction and extending from the bottom to the top of the pile, provided, however, that where provision is made to flood the entire pile with water and to retain same to a

depth of five feet as much as 500 tons of coal may be stored inside a building and the pile may be as high as thirty feet.

3. Outside any building or structure, no coal shall be had or kept nearer to a building or structure of wooden construction, or to a lot line than ten feet, to a quantity greater than 100 tons, nor nearer than twenty feet if the quantity exceeds 100 tons but does not exceed 500 tons, nor nearer than thirty feet if the quantity exceeds 500 tons.
4. Except the requirements in paragraph 1 and the requirements for vent tubes, the requirements in paragraph 3 shall apply to the storage of coke.
5. The manufacture, storing, handling, having and using of pulverized fuel and all machinery and equipment used for the pulverizing of inflammable materials for fuel purposes shall be in accordance with good practice. By-laws Nos. 6779, S.14; 81-38, S.16.

Storage of Lumber in Yards, etc.

F1512. Non-conformity with any of the following requirements in or about any premises where wood or lumber in quantity is stored or kept for sale shall be deemed to be a nuisance as regards danger from fire:

1. No pile of wood or lumber shall be higher than eighteen feet or wider than thirty-two feet or longer than 135 feet, and every pile shall be completely surrounded by an unobstructed open space of a width of at least twelve feet,
 - (a) Provided that where any such open space adjoins the property line limit of the premises, or adjoins

any building or structure on the premises, the said required width of twelve feet may be reduced as hereinafter provided;

- (b) And provided further that the foregoing shall not be deemed to require any open space along a street line.

2. No pile of wood or lumber shall be nearer to any property line other than a street line, than twelve feet,

- (a) Provided that so long as adjoining lands for a distance of at least twelve feet are vacant and unencumbered by combustibles or by trees or uncut weeds, said distance may be reduced to six feet;
- (b) And provided that said required distance of twelve feet may be reduced to three feet where there is along the property line a masonry wall of a thickness of at least twelve inches and a height of at least eighteen feet with no door or window or other opening not properly protected by a self-closing or an automatic fire door, fire window or fire shutter;
- (c) And provided that said required distance of twelve feet may also be reduced to three feet or less where in the opinion of the chief fire prevention officer other circumstances are sufficient to justify such reduction.

3. No wood or lumber shall be stored or piled within less than thirty feet of a property line other than a street line, except wood or lumber properly built in a solid pile.

4. No pile of wood or lumber shall be nearer to any building or structure save one built to shelter it from the weather, than twelve feet,

- (a) Provided that said required distance may be reduced to three feet in the case of a masonry wall as described in proviso to clause (b);
 - (b) And provided that this prohibition shall not apply to temporary handling in a lumber yard during the hours of daylight, or to lumber on a building site during such periods of the day or night when building operations are actually in progress, or while a competent watchman is present on such building site.
- 5. Every such premises shall be fully enclosed either by a fence constructed to a height of at least eight feet of galvanized wire of a weight of at least 9 gauge and a mesh of a diameter of not more than two and a half inches, topped by an additional foot of barbed wire so constructed and arranged as to make unauthorized entry as difficult as reasonably may be, or other as suitable protection, and gates which are kept securely locked at all times when the premises are not open for business or, in the alternative, there shall be a competent watchman present in charge of the premises at all times when same are not open for business.
- 6. All sawdust, shavings, excelsior and other such combustible debris which is not removed or destroyed daily shall be stored in accordance with good practice, and all destruction by fire shall be done in accordance with good practice.
- 7. It shall be an offence to have on any such premises any incinerator or other fuel burning appliance which is not in every respect designed, maintained and used in accordance with good practice.
- 8. No smoking shall be done or allowed in any such premises, save in such places as are

suitable for the purpose, and every such place shall be indicated by signs. "No Smoking" signs with easily read lettering at least two inches high shall be kept prominently posted throughout the remainder of the premises.

9. No dry weeds or other combustible growth shall be allowed on any such premises,
 - (a) Provided that this prohibition shall not be deemed to prohibit suitable ornamental shrubs or plants in suitable locations.
10. No flammable liquid shall be allowed in any such premises, except such as is contained in the fuel tank of a motor vehicle, or is contained in suitable underground tanks installed and maintained in accordance with good practice and which flammable liquid is only for the supply of motor vehicles employed in the operation of the business, and the handling and using of any flammable liquid in or about any such premises shall be in accordance with good practice,
 - (a) Provided that this shall not be deemed to apply to the keeping of paints, varnishes, roofing cement and other such products in suitable containers and kept in accordance with good practice.
11. Every such premises shall be provided with barrels or other suitable containers, each of a capacity of approximately fifty gallons, to such number and so located that no point in the premises is at a greater travel distance than seventy-five feet from the nearest such container, and every such container shall be kept filled with water or a fire-extinguishing solution, and each provided with at least three suitable pails, each of a capacity of approximately two gallons, and the whole kept at all times in good condition and ready for use, and

- (a) Every building in every such premises shall be provided with suitable soda and acid fire extinguishers, each of a capacity of approximately two and a half gallons, or other as suitable extinguishers, to such number and so located that no point in the building is at a greater travel distance than fifty feet from the nearest such extinguisher, and all kept at all times in good condition and ready for use,
 - (i) In other respects all equipment and facilities in any such premises, and all maintenance and conduct, shall be in accordance with good practice, and every act or omission not in accordance with good practice shall be an offence;
 - (ii) In or about any premises where wood or lumber is stored, other than premises to which the previous subsection applies, all equipment and facilities and all maintenance and conduct shall be in accordance with good practice, and every act or omission not in accordance with good practice shall be an offence. By-laws Nos. 7810/56, 81-38, S.17.

Spray Paint, Lacquer and Dipping Plants and Rooms, etc.
Wherever Dangerous Compounds Used For Spray Painting, etc.

F1513. (1) Non-conformity with any of the following requirements with respect to spray paint shops, lacquer shops, or dipping plants, or with respect to any other enclosed or partly enclosed premises wherever there is used for painting, enamelling, dipping or other such covering of any material or surface, a compound which flashes or emits flammable vapour at a temperature of one hundred degrees Fahrenheit (100°F) or less, shall be deemed to be a nuisance as regards danger from fire:

1. The covers of all dipping tanks shall be kept closed at all times when the tanks are not in actual use.
2. All spraying of small articles shall be done under hoods constructed entirely of metal, and provided with suitable exhaust vents and fans, and discharging directly to the open air.
3. No person shall smoke in any such room or place, and the person in charge for the time being shall be responsible for the maintaining in a prominent place a "No Smoking" sign, which shall be a "No Smoking" sign supplied by the fire department whenever such sign is available.
4. No open flame, fire, salamander, stove, furnace, welding or other torch or any flame-emitting or spark-emitting device of any kind shall be permitted in any such room or place at any time when any spraying or such other operation is being carried on or until the fumes from any such operation have been thoroughly cleared out.
5. The walls, ceilings and floors of every such room or place, and all surfaces of every such booth or hood, and the surfaces of all cabinets and other equipment shall be kept clean and free at all times, of all waste material, residue or dust, and all such cleaning shall be done only by means of tools of such type as cannot produce a spark.
6. Suitable metal cans with tight fitting metal lids shall be kept provided at all times in sufficient number, to contain all residue, used masking, dust and rubbish of all kinds.
7. There shall be provided in every such room or place or immediately outside the entrance where that is a safer arrangement, an adequate number of two and one-half gallon

foam extinguishers or ten pound carbon dioxide or dry chemical fire extinguishers depending on the size of such room or place or other as suitable extinguishers.

8. No electric motor, electric switch, electric light, electric extension cord or other electrical apparatus or equipment shall be had or permitted in any such room or place, other than apparatus or equipment so designed, constructed and maintained as to be suitable for the purpose, and all ventilating equipment in every such place shall at all times be kept and maintained in good working condition and capable of preventing any dangerous accumulation of flammable fumes or vapours.
9. No spray painting, enamelling, dipping or other such covering or any material or surface with a compound which flashes or emits flammable vapour at a temperature of one hundred degrees Fahrenheit (100°F) or less shall be done or permitted, in any basement or cellar,
 - (a) Provided, however, that this shall not be deemed to prohibit the painting or enamelling of a single household article by brush in the cellar or basement of a dwelling. By-law No. 6779, S.20.

Fire Safety Requirements For Salvage Yards, etc.

F1514. Non-conformity with any of the following requirements in or about any salvage yard, automobile wrecking yard or other such premises shall be deemed to be a nuisance as regards danger from fire:

1. Every salvage yard, automobile wrecking yard and other such premises shall be kept fully enclosed either by a fence and gates constructed to a height of

approximately eight feet, of galvanized wire of a weight of at least nine gauge and a mesh of a diameter of not more than two and a half inches, topped by approximately one foot of barbed wire so constructed and arranged as to make unauthorized entry as difficult as reasonably may be, or by other as suitable a fence and gates; and either the gate shall be kept securely locked at all times when the establishment is not in operation or not open for business, or, in the alternative, a competent watchman shall at all such times be present in charge of the premises, provided that the foregoing shall not be deemed to require the fencing of a railway siding entrance, or of a property line along the open waters of the Hamilton Bay or of Lake Ontario.

2. Every such premises shall be maintained in a clean and orderly condition and all waste paper, rags and other combustible material shall be baled with reasonable promptness and, if stored in the open, shall be distant at least twenty feet from the nearest property line and at least twenty feet from the nearest building or structure having wood or other combustible construction in the walls or roof.
3. Save as hereinafter provided, no open fire shall be allowed in any such premises.
4. The use of a cutting torch for reducing a motor vehicle or motor vehicle body shall not be allowed in any such premises until all tires, batteries, seat cushions and other combustible materials have been removed, and the fuel tank either removed or slashed open, provided that the foregoing shall not be deemed to prohibit the removal of any part to salvage it, where the fuel tank has first been slashed open and all other reasonable precautions taken against the risk of fire.

5. Every building and structure and every area where cutting with a torch is allowed shall be kept provided with suitable soda and acid fire extinguishers each of a capacity of approximately two and a half gallons, or other as suitable extinguishers, to such number and so located that travelling distance is not greater than fifty feet from the nearest such extinguisher, and every such extinguisher shall at all times be maintained in good condition and ready for effectual use, or every such building, structure and area shall be otherwise as effectually protected.
- 6a. Not more than two motor vehicles, or parts from not more than two motor vehicles shall be burned or be allowed to burn in one fire, and no burning of any such motor vehicle or parts thereof shall be done or allowed,
- (a) Until the tires have been removed and the fuel tank slashed open or removed; or
 - (b) In any location less than three hundred feet from the nearest property line or from the nearest building or structure having wood or other combustible material in the exterior of the walls or roof, or from the nearest other combustible material except other vehicles or parts thereof, or, in the alternative, in a location as suitable in the opinion of the chief fire prevention officer; or
 - (c) When wind velocity is higher than fifteen miles per hour;
- 6b. The provision of paragraph 6a of this subsection shall not apply where burning is in an incinerator so designed, constructed, located, maintained and operated as to prevent any condition which may be or become unsafe as regards danger from fire.

7. All picking or sorting of waste rags or other combustible material shall be done only in such place and manner as not to create any condition which may be or become unsafe as regards danger from fire. By-laws Nos. 8284/58; 81-38, S.18.

ARTICLE XVI

SIGNS AND BILLBOARDS

- 1600-1601. Repealed. By-law No. 77-206, S.1(k).
1602. Repealed. By-law No. 77-241, S.1.
- 1603-1604. Repealed. By-law No. 77-206, S.1(k).

ARTICLE XVII

PENALTIES AND REPEAL

1700. (1) Every person who violates any provision of this by-law or who fails to comply with any lawful notice or order of the commissioner, chief fire prevention officer, building inspector or other official, given pursuant to the provisions of this by-law, or who removes any placard or notice affixed pursuant to the provisions of this by-law, or obstructs the commissioner, chief fire prevention officer or other official in the carrying out or attempted carrying out of his lawful duties, shall be liable to a penalty of not more than \$1,000 exclusive of costs, for each offence and all such penalties and costs shall be recoverable under The Provincial Offences Act, 1979. By-laws Nos. 8265/58; 81-38, S.19(1).

(2) Every day of default of compliance with any provision of this by-law or with any lawful order of the chief fire prevention officer given pursuant to the provisions of this by-law shall constitute a separate offence. By-law No. 81-38, S.19(2).

(3) Every person who shall cause, permit or suffer any violation of this by-law or of any lawful order of the commissioner or chief fire prevention officer given pursuant to the provisions of this by-law, either as owner, occupier, manager, superintendent, agent, installer, mechanic, repairman, janitor or otherwise, shall be severally liable upon conviction, to the penalties provided for breaches of this by-law.

(4) Whenever any provision of this by-law is contravened, or any lawful order or decision pursuant to any provision of this by-law, in addition to any penalty imposed such contravention may be restrained by action at the instance of the corporation. By-law No. 6779/51, S.21.

1701. The short title of this by-law is "The City of Hamilton Fire Safety Code, 1981".

ARTICLE XVIII

TRANSITION

1800. A reference in a special Act relating to the City of Hamilton or in any by-law or in any notice given under By-law No. 4797, or otherwise, to By-law No. 4797 shall be deemed to be a reference to this by-law and this by-law shall apply.

PASSED this 28th day of July

A.D. 1981.

[Signature]
City Clerk

[Signature]
Mayor



CERTIFIED A TRUE COPY
[Signature]
DEPUTY CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 217

TO AUTHORIZE THE DESTRUCTION OF RECORDS IN CERTAIN DEPARTMENTS

WHEREAS a municipality is empowered to pass a by-law for the destruction of records in accordance with the provisions of Section 249 of The Municipal Act, R.S.O. 1970, as amended:

249. A municipality or a local board thereof, as defined in The Municipal Affairs Act, except a school board, shall not destroy any of its receipts, vouchers, instruments, rolls or other documents, records and papers, except

- (a) after having obtained the approval of the Ministry; or
- (b) in accordance with a by-law passed by the municipality and approved by the auditor of the municipality establishing schedules of retention periods during which the receipts, vouchers, instruments, rolls or other documents, records and papers must be kept by the municipality or local board.

AND WHEREAS it is intended to establish schedules of retention periods for the municipality and local boards;

AND WHEREAS the retention periods are set out in the attached schedules;

AND WHEREAS Section 242a of the said Act provides for the enactment of a general by-law consolidating the provisions of previous by-laws which is deemed to come into force on the date that the original by-law came into force, and approvals previously obtained shall be deemed to have been obtained.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "city" means The Corporation of the City of Hamilton;
 - (b) "local board" means the local board named in a schedule;
 - (c) "retention period" means the period of time during which the writings shall not be destroyed;
 - (d) "schedule" means a schedule to this by-law;
 - (e) "writings" includes receipts, vouchers, instruments, rolls or other documents, records and papers.
2. The writings referred to in the schedules shall be kept by the city or the local board for the corresponding retention periods set out in the schedules.
3. The schedules enumerated in Table 1 and Table 2 are annexed hereto and form part of this by-law.

TABLE 1

<u>Schedule No.</u>	<u>City</u>
1	Public Works
2	Planning
3	City Clerk
4	Treasury
5	Traffic
7	Purchasing
9	Fire
10	Building
11	Engineering

TABLE 2

<u>Schedule No.</u>	<u>Local Board</u>
6	Hydro-Electric Power Commission of the City of Hamilton
8	Parking Authority of the City of Hamilton

4. By-law No. 68-152, as amended by By-laws Nos. 68-241, 68-284, 68-342, 68-351, 74-10, 74-122, 78-233, 79-61, 79-78 and 79-159, is repealed.

5. This by-law may be cited as "The City of Hamilton Destruction of Records Code".

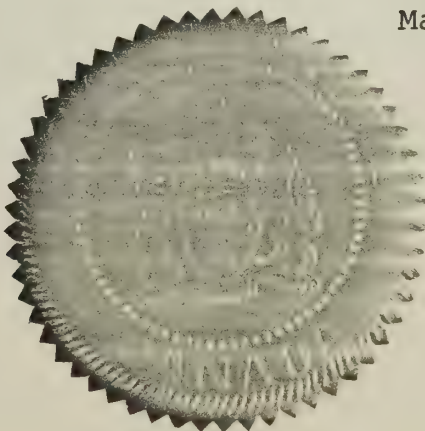
PASSED this 28th day of July A.D. 1981.

[Signature]

City Clerk

William Powell

Mayor



(1981) 13 R.L.C. 23(b), June 28

CERTIFIED A TRUE COPY

[Signature]
DEPUTY CITY CLERK

SCHEDULE 1

PUBLIC WORKS

Description of Records	Period of Retention
1. General Correspondence	7 years
2. Official Receipts	5 years
3. Work Orders	3 years
4. Records connection with materials	3 years
5. Records connected with equipment	3 years
6. Production control records	2 years
7. Claims records	at the discretion of the Director

SCHEDULE 2

CITY PLANNING

Description of Records	Period of Retention
1. General Correspondence	7 years
2. General Planning Files	10 years
3. Land Severance Applications	5 years
4. Zoning Applications	10 years (after O.M.B. approval)
5. Subdivision Applications	10 years (after registration of final plan)
6. Development Agreement Applications	7 years
7. Site Plan Agreements	7 years

SCHEDULE 3

CITY CLERK'S

Description of Records	Period of Retention
1. Contracts for Buildings	20 years
2. Contracts other than contracts for Buildings	7 years
3. General Correspondence	3 years
4. Unaccepted Tenders	2 years
5. Court of Revision Appeals	5 years
6. County Judge Appeals	5 years
7. Tax appeals	5 years
8. Expired Licences	3 years
9. Licence Applications	3 years
10. Marriage Licence Applications	3 years
11. Ad Books	3 years
12. Nomination Papers	6 years

SCHEDULE 4

TREASURY

Description of Records	Period of Retention
1. Banking Records	
Bank statements	7 years
Accounts Payable cheques cashed by banks	7 years
Payroll cheques cashed by banks	7 years
Duplicate copies of cheques attached to vouchers	7 years
2. Debentures and coupons matured, distribution lists and records	
Debentures and coupons matured, distribution lists and records	6 months following end of year in which cashed or after completion of audit

3. Garage Reports	1 year after current year
Gasoline tickets	6 months or after completion of audit
Garage issues	6 months or after completion of audit
Vehicle usage cards	6 months or after completion of audit
Vehicle record cards	1 year after sale or trade
Vehicle record of repairs and mileage	1 year
Vehicle report (monthly)	1 year
Vehicle tenders	1 year
Notification form - new vehicle delivery	1 year
Record of depreciation and insurance	1 year after sale or trade
4. Journal Vouchers	7 years
5. Meter Reports and Records	
Excise tax and postage	7 years
Payment Vouchers	7 years
6. Payroll Records	
Original payroll registers-salary and wage	7 years
Duplicate registers	6 months after close of year
TD1's	Only on replacement
T-4's	To be kept indefinitely
OHSC and Medical	3 years
Unemployment Insurance records	7 years
Change Notice forms	6 months after close of year
7. Requisitions	
Bus tickets, stamps, money orders, foreign exchange, purchase of goods (as they are attached to cheque requisitions)	7 years

8. Shop and Stores Reports

6 months after close of year
or after completion of audit

9. Welfare

Rent cards and requisitions for payment

6 months after close of year
or after completion of audit

10. Taxation Section

Posting lists	7 years
Tax receipt stubs	7 years
Arrears cards	7 years
Correspondence	7 years
Accounting records and journal vouchers	7 years
Trial Balances	7 years
Proof Sheets	1 year
Billing registers	7 years
Payment registers	7 years
Adjustment registers	

11. Receipts Section

Teller's cash voucher summaries	2 years
Daily cash receipts distribution	7 years
Daily cash balance records	7 years
Daily record of receipts and payments for cash flow	7 years
Bank deposit slips	7 years
Daily cash flow record (copy)	1 year
Brinks Express Co.-customers' receipt books	7 years
Parking meter records	7 years
Cancelled refuse dump tickets	3 years
Recreation Department permit (copy)	3 years
Streets and Sanitation deposits various	3 years
Streets and Sanitation dump permits	3 years
Bicycle license	3 years
General license	3 years
City Engineer's deposit for work	3 years
Wiz receipts	7 years
Bank statements from various Recreation Centres and Refuse Dumps	7 years
Correspondence	7 years
D.P. daily summaries of Journals (copy)	1 year
D.P. daily summaries of wiz receipts (copy)	2 years
Subdivision Agreement files	Indefinitely
Local Improvement rating sheets	Indefinitely
Local Improvement record of Annual Levies (Data Processing)	7 years

Capital Budget Working Paper	7 years
Cheque inventory records	7 years
Subdivision miscellaneous correspondence	7 years
Completed Work Orders-re direct billings from 0403	2 years
Cash Book copies of invoices	1 year
Accounts Receivable ledger cards	Permanent
Macassa Lodge residents' files	Permanent
Wiz receipts for maintenance of residents (posting copy)	2 years
Correspondence	7 years
Ontario Housing Corporation rent receipts	2 years
Ontario Housing Corporation correspondence	7 years
Hamilton Housing Co. rent receipts	7 years
Hamilton Housing Co. correspondence	7 years
Weigh Scale receipts	3 years
Weigh Scale tickets (old)	3 years
Returned cheque correspondence	3 years
Rents receivable files and correspondence	7 years

Payment Section

Current Budget Summaries Revenue and Expenditure	7 years
Work in Progress Summaries	7 years
Operating Account Summaries	7 years

12. Parking Violation Section

Ticket issues, payments, withdrawals and deletions	1 year
Summons listings	2 years
Court Dockets	2 years
Daily parking violation computer reports	2 years
Monthly parking violation computer reports	2 years
Quarterly Report of Notifications not issued	2 years
Bank remittance forms (parking tickets)	2 years
Parking violation correspondence	2 years

13. Local Improvements Section

Local improvement rating sheets	Indefinitely
Local improvement record of Annual Levies	7 years
Local improvement work sheets	3 years
Local improvement correspondence	7 years
Local improvement payment receipts	7 years
Section 636(a), Tax Appeals	5 years
Court Hearings, Assessment Review Court and County Judge Decisions	5 years
Tax Appeal correspondence	5 years

SCHEDULE 5

TRAFFIC

Description of Records	Period of Retention
1. General Correspondence	7 years
2. Field Reports	7 years
3. Parking Surveys	3 years
4. Traffic Counts	3 years
5. Work Orders	10 years
6. Time Sheets	3 years

SCHEDULE 6

HYDRO ELECTRIC POWER COMMISSION OF THE CITY OF HAMILTON

Description of Records	Period of Retention
1. Cash and Bank Records	
Cash Stubs - Electric Accounts	1 year plus current
Cash Stubs - Consumer Deposits	1 year plus current
Misc. Stubs - Cash Sales Slips, Collectors Receipt Books, Charge Slips and all Misc. Receipt Stubs	1 year plus current
Cash Count Sheets	1 year plus current
Detail Daily Cash Receipt Listings or Daily Cash Summaries (not cash receipt journals)	1 year plus current
Cash Working Cards - reproduced from cash stubs	3 months
Duplicate Bank Deposit Slips	1 year plus current
Bank Statements and Pass Books	6 years plus current

2. Disbursement Records

General Account or Accounts Payable	
Vouchers - maintenance charges	2 years plus current
- capital charges	10 years plus current
Payroll Records	
(a) Payroll Registers	10 years plus current
(b) Earnings, records	6 years plus current
(c) Payroll deduction authorization forms, bonds, union dues, etc.	2 years plus current
Customer Deposit Refund Vouchers	6 years plus current
Cancelled Cheques - General, payroll, customer deposits and other	6 years plus current
Purchase Requisitions and Purchase Orders	2 years plus current
Unsealed Quotations - Successful Tenders	7 years
- Major purchases	2 years
- Minor Purchases, Unsuccessful tenders	2 years

3. Billing and Accounts Receivable Records

Accounts Receivable Cycle Balance Controls and other Accounts Receivable Controls or listings	1 year plus current
(a) Accounts Receivable Ledger Cards - paid accounts domestic customers	2 years plus current (from date of last cycle billing entry on ledger card)
(b) Accounts Receivable Punch Cards - paid accounts domestic customers not covered	1 year plus current
(c) Accounts Receivable Ledger Cards and Sheets, Paid Accounts, Commercial and Power Customers	2 years plus current (from date of last cycle billing entry on ledger card)
(d) Accounts Receivable Punch Cards - paid Commercial and Power Accounts	1 year plus current
(e) Misc. Paid Accounts, Receivable Ledger Sheets and Cards	6 years plus current

Meter Slips or Sheets	2 years plus current
Billing Recaps or Proof Sheets	1 year plus current
Service Contracts	1 year after final bill is paid - some utili- ties no longer take contracts
Installed Load Check Sheets and Cards	2 years plus current
Meter Change Order Slips, Disconnect Service Order Sheets, Water Heater Service Order Sheets, Request for Service Forms and similar records	1 year plus current
Punch Cards, Master Name and Address	2 years plus current

4. Stores and Warehouse Accounting Records

Works Orders - Maintenance	2 years
- Capital (which would probably include attach- ments or listings for material labour, truck and other charges, calculations on plant removals, etc.)	10 years
Material, labour, truck, Engineering Distri- bution vouchers, tickets, punch cards, etc. (Secondary documents supporting charges appearing on the work summaries or listings, e.g. punch cards for labour truck, etc.)	1 year plus current
Stores Requisitions, Issues, In and Return Forms and similar documents (subject to comments under D.1)	1 year plus current
Daily Time Sheets Truck Reports, etc.	1 year plus current
Quantity and Value Stock Code Cards	1 year plus current
Bin Cards	1 year plus current
Packing Slips, etc.	1 year plus current
Year-end Inventory Counts Sheets, periodic counts, etc.	1 year plus current

5. Other Records

Routine Correspondence with Customers - Inquiries, Complaints, Change of Address, Etc.	1 year plus current
Routine Correspondence with Suppliers - Price Quotes, Invoice Follow-Up, etc.	1 year plus current
Other	Minimum of 6 years for other correspondence; probably most retained permanently. Where practical it is sug- gested that before correspondence is filed it be coded and filed for temporary or perma- nent retention.

SCHEDULE 7

PURCHASING

Description of Records	Period of Retention
1. Pink copies of Purchase Orders	5 years
2. Yellow copies of Purchase Orders	3 years
3. Requisitions	5 years
4. Store Invoices	3 years
5. Correspondence	5 years

SCHEDULE 8

THE PARKING AUTHORITY OF THE CITY OF HAMILTON

Description of Records	Period of Retention
1. General Correspondence	7 years
2. Invoices	2 years
3. Purchase Orders	2 years
4. Parking Tickets	Until completion of audit
5. Unaccepted Tenders	2 years
6. Daily Time Sheets	1 year
7. Accounting Records	7 years

SCHEDULE 9

FIRE

Description of Records	Period of Retention
1. Monthly Report of Fire Inspections	2 years
2. Daily Inspection Report	2 years
3. Fire Marshal's Fire Report	10 years
4. Other Than Building Fire Report	10 years
5. Building Fire Report	10 years
6. Emergency Running Reports	10 years
7. Purchase Orders	2 years

SCHEDULE 10

BUILDING

Description of Records	Period of Retention
1. Building Permits and Related Documents	7 years
2. Orders and Inspection Reports	7 years
3. General Correspondence	5 years

SCHEDULE 11

CITY ENGINEERING

Description of Records	Period of Retention
1. General Correspondence	7 years
2. Street and Alley Closing	10 years after date of closing
3. Invoices	2 years
4. Payment Certificates	5 years
5. Contracts and Drawings	5 years after completion
6. Pay Registers	1 year

The Corporation of the City of Hamilton

BY-LAW NO. 81-218

To Amend:

Various By-laws

Respecting:

FINES

WHEREAS various By-laws hereinafter referred to, were enacted by the Council of The Corporation of the City of Hamilton in accordance with sections 466(1) and 470c of The Municipal Act which provide that By-laws may be passed by the Council of the City of Hamilton under The Municipal Act or under any other general or special Act for the imposition of fines upon every person who contravenes a By-law;

AND WHEREAS the maximum amount of the fine that may be imposed has been increased from \$1,000 to \$2,000 in accordance with The Municipal Amendment Act, 1980 (No. 2), c. 74, S. 25;

AND WHEREAS it is desirable to update the various By-laws hereinafter referred to now providing for a maximum fine of \$1,000 to a maximum fine of \$2,000.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 17 of By-law No. 9329, as amended by section 1 of By-law No. 73-39 and section 4 of By-law No. 79-106, is further amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
2. Subsection 6 of section 45 of By-law No. 66-100, as re-enacted by section 5 of By-law No. 80-007, is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
3. Section 9 of By-law No. 66-182, as re-enacted by section 7 of By-law No. 73-39, is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
4. Subsection 3 of section 20 of By-law No. 68-34, as re-enacted by section 4 of By-law No. 74-210, is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
5. Section 12 of By-law No. 68-360, as amended by section 11 of By-law No. 73-39 and section 3 of By-law No. 74-105, is further amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

6. Section 4 of By-law No. 71-23 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
7. Section 9 of By-law No. 75-42 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
8. Section 9 of By-law No. 75-155 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
9. Section 15 of By-law No. 75-168 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
10. (1) Section 26 of By-law No. 77-181 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

(2) Section 27 of By-law No. 77-181, as enacted by section 1 of By-law No. 81-124, is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
11. Section 53 of By-law No. 77-221 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
12. Section 8 of By-law No. 77-244 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
13. Section 33 of By-law No. 79-128 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
14. Section 26 of By-law No. 79-292 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
15. Section 18 of By-law No. 79-323 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
16. Section 12 of By-law No. 80-245 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".
17. Section 23 of By-law No. 80-258 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

18. Section 9 of By-law No. 81-160 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

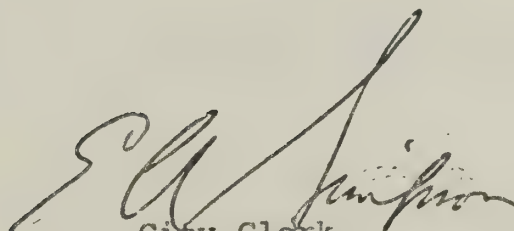
19. Section 6 of By-law No. 81-179 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

20. Section 19 of By-law No. 81-180 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

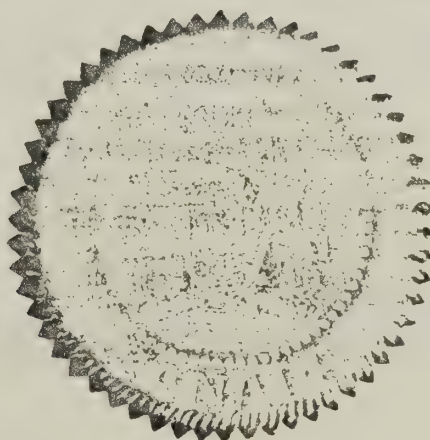
21. Section 6 of By-law No. 81-183 is amended by striking out "\$1,000.00" therein and substituting in lieu thereof "\$2,000.00".

PASSED this 28th day of July

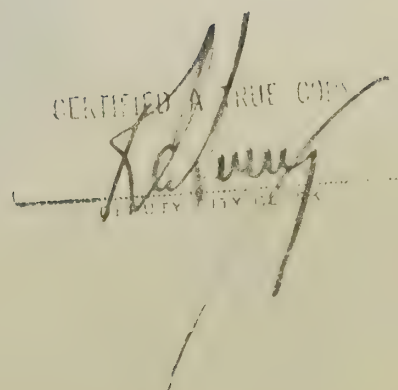
A.D. 1981.


City Clerk


Mayor



(1981) 13 R.L.C. 23(c), July 28

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-219

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January, 1960, in accordance with The Cemeteries Act, established a tariff of charges;

AND WHEREAS it is desirable to revise the tariff of charges.

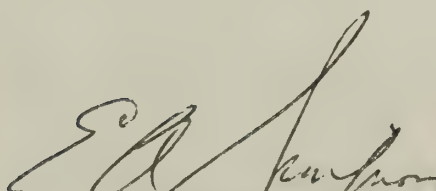
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

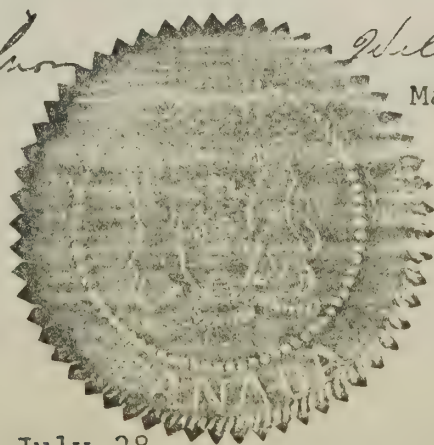
1. By-law No. 8861, as amended by By-laws Nos. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17, 79-319 and 80-229, is further amended by deleting schedule "A-1980" and substituting in lieu thereof schedule "A-1981" hereto annexed.

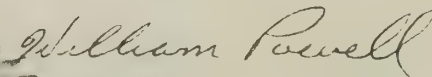
2. The Director of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this 28th day of July

A.D. 1981.


City Clerk




Mayor

(1981) 19 R.P.R.C. 8, July 28

CERTIFIED TRUE COPY

SCHEDULE "A-1981"

TARIFF OF CHARGES

(Section 8)

	Resident and Non-Resident Realty Taxpayers	Non-Residents
<u>OPENING</u>		
6 ft. adult, including dressing and device		
<u>Dressing</u> \$20.00		
<u>Device</u> \$17.00		
<u>Labour</u> \$158.00	195.00	228.00
8 ft. adult, including dressing and device.....	265.00	295.00
6 ft. child, including dressing and device; case up to 60".....	133.00	190.00
Including dressing only.....	116.00	174.00
Without dressing and device.....	96.00	154.00
6 ft. child, including dressing and device; case 61" to 72".....	148.00	215.00
Including dressing only.....	131.00	198.00
Without dressing and device.....	111.00	178.00
8 ft. child, including dressing and device; case up to 60".....	148.00	215.00
Including dressing only.....	131.00	198.00
Without dressing and device.....	111.00	178.00
8 ft. child, including dressing and device; case 61" to 72".....	165.00	240.00
Including dressing only.....	148.00	223.00
Without dressing and device.....	128.00	203.00
NOTE: Lowering device is not used if case is less than or equal to 42".		
Cremation.....	65.00	93.00
Tent.....	83.00	128.00
<u>Single Graves in a Row</u>		
6 ft. adult, including dressing and device (Grave 188.00, Burial 195.00).....	383.00	
(Grave 232.00, Burial 228.00).....		460.00
8 ft. adult, including dressing and device (Grave 188.00, Burial 265.00).....	453.00	
(Grave 232.00, Burial 295.00).....		527.00
Child, case up to 60" (opening charges not included)	45.00	58.00
Child, case 61" to 72" (opening charges not included)	67.00	87.00
Child Special - up to one month old (Grave 19.00; Burial 22.00).....	41.00	
(Grave 21.00, Burial 35.00).....		56.00
Welfare (Grave 136.00, Burial 195.00).....	331.00	
Veteran's Grave (Grave 178.00, Burial 195.00)	373.00	
Opening Charges (New Crypts Only)		
Mansion of Memories (Stoney Creek Mausoleum)	160.00	189.00

Note: Thirty-five per cent of all lot sales goes into Perpetual Care.

Resident and Non-Resident Realty Taxpayers	Non-Residents
---	---------------

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE
Continued...

Three Grave Lot - Woodland.....	1077.00	1347.00
Four Grave Lot - Woodland Sections 21, 22 & 25 and Eastlawn Section 19.....	1411.00	1794.00
Four Grave Lot - Woodland Section 15.....	2607.00	3257.00
Mansion of Memories - Mausoleum Crypt.....	502.00	552.00
Child Special.....	19.00	21.00
<u>WOODEN SHELLS</u> - Surcharge.....	36.00	
<u>CRYPTS</u> - Oversize.....	155.00	
Intermediate.....	130.00	
Standard.....	120.00	
Youth.....	115.00	

NOTE: Thirty-five per cent of all lot sales goes into Perpetual Care.
Total surcharge on wooden shells goes into Perpetual Care.

FOUNDATION AND MARKER - REGULATIONS

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Childrens Section

Only a flat marker 18" in length and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2".
Maximum width must not exceed 1'2". All bases must be at least 6" in height.
The total over-all height of any memorial must not exceed 4'. All memorial
bases must have a projection of at least 3" from the edge of the die or cross
on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to
be governed by base size for appearance and balance. All memorial bases must
have a projection of at least 3" from the edge of the die or cross on all sides

NOTE: These regulations have been included as they often determine the choice of lot
or grave.

	Resident and Non-Resident Realty Taxpayers	Non-Residents
--	---	---------------

FOUNDATIONS AND MARKERS

For construction of foundation six feet deep for upright monument - per square inch of surface	.44	.67
For setting a flat marker (not larger than 18" wide, 24" long). Thickness 4" minimum and 8" maximum.....	54.00	83.00
D.V.A. Upright.....	46.00	
D.V.A. Flat.....	46.00	
Bronze Vase.....	54.00	83.00
Welfare Marker - \$54.00 Plus \$18.00 into Perpetual Care.....	72.00	
Veteran's Upright Crosses.....	No charge	

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat granite marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Childrens Section

Only a flat marker 18" in length, and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81-220

To Establish

COMMUNITY CENTRES AT VARIOUS LOCATIONS

WHEREAS Subsection 1 of Section 2 of the Community Recreation Centres Act, 1974, S.O. 1974, chapter 80, provides as follows:

- 2(1) The council of municipality may, by-law, provide for one or more community recreation centres in accordance with this Act and the regulations and may acquire by purchase, lease or otherwise real and personal property for that purpose and the council shall submit a copy of the by-law to the Minister.

AND WHEREAS it is desirable to establish, operate and maintain community recreation centres at various locations as hereinafter set out;

AND WHEREAS Subsection 1 and 2 of Section 5 of the Community Recreation Centres Act, 1974, provides that the Council of the City of Hamilton may appoint a committee for the management and control of the community recreation centres hereinafter set out;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The following recreation centres are hereby established, and shall be maintained and operated as community recreation centres in accordance with The Community Recreation Centres Act, 1974, and regulations:

- (a) Norman "Pinky" Lewis Community Recreation Centre
- (b) Coronation Community Recreation Centre
- (c) Sir Allan MacNab Community Recreation Centre

2. The Parks and Recreation Committee composed of the following members are hereby appointed to manage and control the community centres referred to in Section 1:

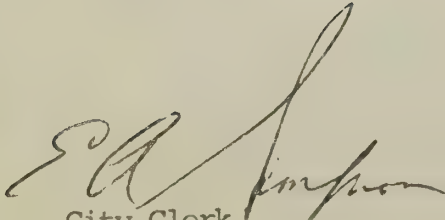
Alderman K. M. Edge
Mayor Wm. Powell
Alderman Wm. M. McCulloch
Alderman D. Gray
Alderman I. Stout

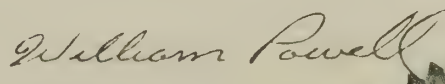
Alderman J. A. Bethune
Alderman P. Drage
Alderman B. Hinkley
Alderman R. Wheeler

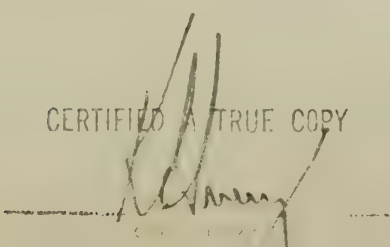
PASSED THIS

28th day of July

A.D., 1981.


City Clerk


Mayor


CERTIFIED TRUE COPY

J-121



The Corporation of the City of Hamilton

BY-LAW NO. 81-221

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 22 BARNESDALE AVENUE SOUTH

WHEREAS a Notice dated the 4th day of December, 1978 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 22nd day of October, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

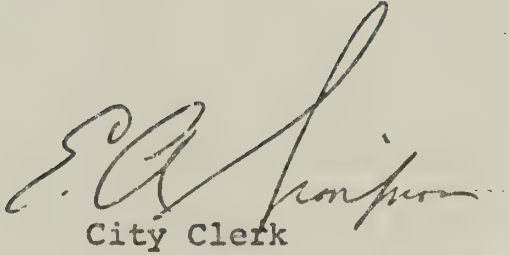
AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 28th day of July A.D. 1981.


City Clerk

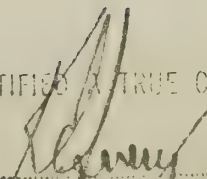

Mayor



(1981) 17 R.P.D.C. 14, June 23

J-90

CERTIFIED TRUE COPY


CITY CLERK

SCHEDULE "A"

To By-law No. 81- 221

Municipal Address: 22 Barnesdale Avenue South

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of lot number One Hundred and Three (103) having a frontage of Thirty feet (30') on the west side of Barnesdale Avenue and a depth of One Hundred feet (100') to an alley according to a plan of subdivision known as BARNESDALE PLACE and duly registered in the Registry Office for the County of Wentworth as Number 448.

The Corporation of the City of Hamilton

BY-LAW NO. 81- 222

To Amend:

Zoning By-law No. 6593

Respecting:

STRENGTHENING, RESTORATION AND RECONSTRUCTION
OF SINGLE FAMILY DWELLINGS AND TWO FAMILY DWELLINGS
AND ACCESSORY BUILDINGS AND STRUCTURES

WHEREAS subsection 2 of section 3 of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), provides that the said by-law shall not apply to non-conforming uses under circumstances set out in the said subsection;

AND WHEREAS it is intended herein to provide that the said by-law shall apply to the strengthening, restoration or reconstruction of legal non-conforming uses comprised of single family dwellings and two family dwellings, including any building or structure accessory thereto;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of By-law No. 6593 is amended by adding thereto the following:

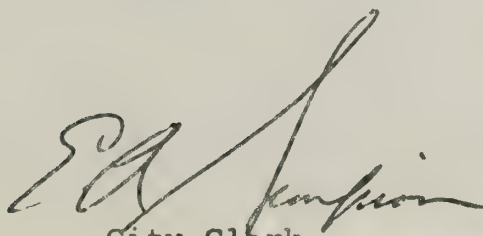
- (2d) Where the use or location of a single family dwelling or two family dwelling, or any accessory building or structure thereto is legally established non-conforming, nothing in this By-law shall prevent the strengthening, restoration or reconstruction where the strengthening, restoration or reconstruction does not increase the height or the area or the volume or change the use of the building or structure.

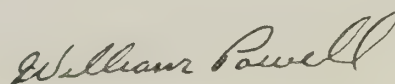
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

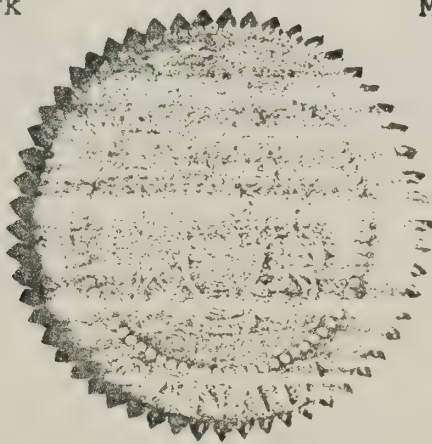
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of July

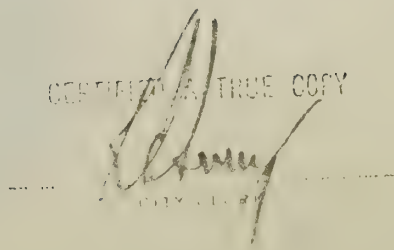
A.D. 1981.


City Clerk


Mayor



(1981) 14 R.P.D.C. 4, May 12
City Initiative 81-D



The Corporation of the City of Hamilton

BY-LAW NO. 81-223

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 211 KING STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

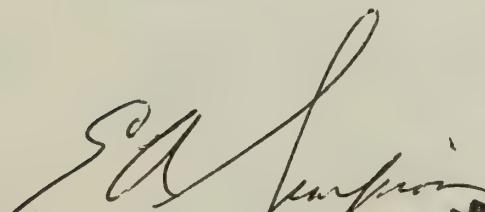
AND WHEREAS it is desirable to exempt the property located at No. 211 King Street East in order to permit the installation of two projecting signs on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

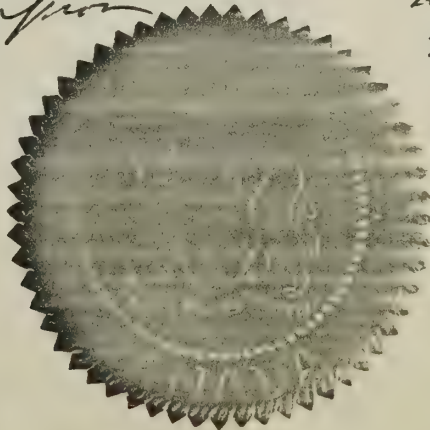
1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of two projecting signs accessory to the land located at No. 211 King Street East.

PASSED this 28th day of July

A.D. 1981.

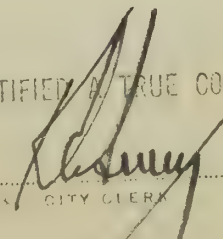

City Clerk


Mayor



(1981) 18 R.P.D.C. 6, July 28

J-94

CERTIFIED TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 224

Respecting:

THE CHIEF BUILDING OFFICIAL AND INSPECTORS APPOINTED UNDER THE BUILDING CODE ACT, 1974, STATUTES OF ONTARIO, CHAPTER 74

WHEREAS The Building Code Act, 1974 was proclaimed and came into force on December 31, 1975;

AND WHEREAS ontario Regulation 925/75 made on November 12, 1975 and filed on November 24, 1975 in accordance with section 18 of The Building Code Act, 1974, established the building code for Ontario;

AND WHEREAS subsection 1 of section 3 of The Building Code Act, 1974 provides that the council of each municipality is responsible for the enforcement of the Act in the municipality;

AND WHEREAS subsection 2 of section 3 of The Building Code Act, 1974 provides that each municipality shall appoint a chief building official and such inspectors as are necessary for the purpose of the enforcement of the Act;

AND WHEREAS By-law No. 78-211, passed on the 25th day of July, 1978, consolidated previous by-laws into one by-law in view of the changes in inspection staff and appointments;

AND WHEREAS it is desirable to further consolidate into one by-law all changes in inspection staff and appointments since By-law No. 78-211 was enacted.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The following person is appointed chief building official:

Paul J. Kuppe, P. Eng.

-
- (b) The title of the chief building official shall be as follows:

Building Commissioner.

2. (a) The following person is appointed an Inspector:

Leonard C. King.

-
- (b) The title of the inspector appointed under clause (a) shall be as follows:

Deputy Building Commissioner.

3. The person appointed inspector under clause (a) of section 2 is hereby appointed chief official during the absence for any reason of the person appointed chief building official under section 1.

4. (a) The following person is appointed an inspector:

Albert J. McGurk.

(b) The title of the inspector appointed under clause (a) shall be as follows:

Director of Inspections.

5. (a) The following person is appointed an inspector:

Brian D. Allick.

(b) the title of the inspector appointed under clause (a) shall be as follows:

Assistant Director of Inspections.

6. (a) The following person is appointed an inspector:

Peter Lampman, P. Eng.

(b) The title of the inspector appointed under clause (a) shall be as follows:

Chief Plan Examiner.

7. (a) The following persons are each appointed an inspector:

Robert H. Bradshaw

George D. MacLeod

Alexander Fedora

George A. Korz

Raymond E. Newman

Charles Hewitt

Donald J. Inglis

(b) The title of each of the inspectors appointed under clause (a) shall be as follows:

Senior Inspector.

8. (a) The following persons are each appointed an inspector:

Jan Janosik, P. Eng.

Wing S. Lee, P. Eng.

Mudbidri Somasheker Rao, P. Eng.

Wah-Kuen Wong, P. Eng.

- (b) The title of each of the inspectors appointed under clause (a) shall be as follows:

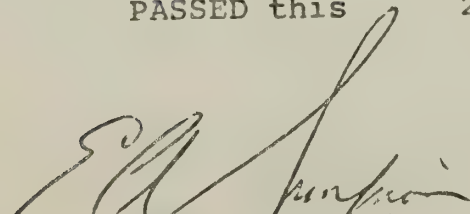
Plan Examiner.

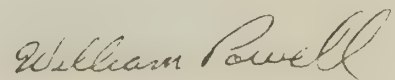
9. (a) The following persons are each appointed an inspector:

William Baxter
Clifford Booth
George J. Bowring
Italo J. Dominic
David M. Gibson
Douglas Clark
Bauwe Bethlehem
Rae W. Ilton
Rex Mansell
Michael Hugh Roberts
Gerald O. McManus
Steven I. Kuezerepa
Peter Gobbo
William Pooler
John Walker
Gerald N. Farrell
Larry W. Harvey
Howard A. MacMillan
Donald Bodnar
John A. Spolnik
Russell J. Dorr
Bryan W. Moon

10. By-law No. 78-211, as amended by By-laws Nos. 79-111, 79-286, 80-037 and 80-195, is repealed.

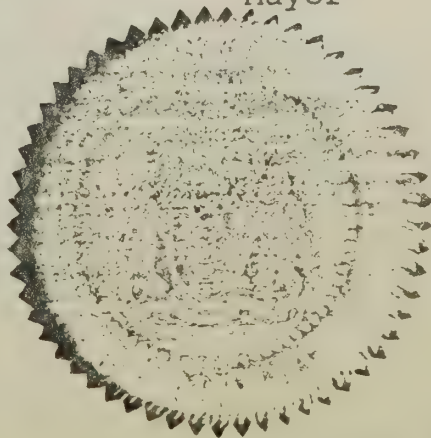
PASSED this 28th day of July A.D. 1981.


City Clerk


Mayor

(1981) 17 R.P.D.C. 15, June 23

J-97



CERTIFIED TRUE COPY

CITY OF NEW YORK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 234

To Amend:

Licensing By-law No. 79-323

Respecting:

PUBLIC HALLS AND CERTAIN PLACES OF AMUSEMENT

WHEREAS Schedule 15 of By-law No. 79-323, passed on the 27th day of November, 1979 in accordance with section 242a of The Municipal Act, R.S.O. 1970, Chapter 284, (now R.S.O. 1980, Chapter 302, section 105), provides for licensing public halls and other places of amusement in accordance with paragraphs 1, 6 and 7 of section 383 of R.S.O. 1970, Chapter 284, (now R.S.O. 1980, Chapter 302, section 232, paragraphs 1, 6 and 7);

AND WHEREAS it is desirable to revise part of Schedule 15 in order to clarify its meaning and operation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of Schedule 15 of By-law No. 79-323 is repealed and the following substituted therefor:

1. (a) "amusement machine" means a machine, device or contrivance activated by mechanical or other action or any other means by the user thereof with a view to achieving a desirable result through skill or chance or a combination of both, in terms of points, score, measurement of any other characteristic of the machine, device or contrivance but does not include a pinball machine;
- (b) "amusement machine parlour" means a premises or place on a premises where one or more amusement machines are kept for the amusement of the users thereof;
- (c) "bingo parlour" means a premises or place on a premises to which By-law No. 78-130 applies;
- (d) "pinball machine" means a machine in which a ball, object, thing, or image, or symbol or sign becomes mobile or otherwise active or visible upon being activated or called into existence or use by mechanical or other action or any other means so as to mechanically or otherwise project the ball, object, thing, or image, or symbol or sign

through skill or part skill and part chance of the user thereof, upon or under a surface, or on a screen or other viewing surface within a full or part enclosure or not within an enclosure, with a view to achieving a desirable result in terms of points, score, measurement or any other characteristic of the machine, device or contrivance;

- (e) "pinball machine parlour" means a premises or place on a premises where four or more pinball machines are kept for the amusement of the users thereof;
- (f) "place of amusement" includes a bingo parlour, pinball parlour, amusement machine parlour and all other places of amusement;
- (g) "proprietary club" means all clubs other than those in which the use of any billiard, pool or bagatelle table is only incidental to the main objects of the club;
- (h) "public hall" means a building, including a portable building or tent that is offered for use or used as a place of public assembly but does not include,
 - (i) a theatre within the meaning of The Theatres Act; or
 - (ii) a building, except a tent used solely for religious purposes.

1a. No person shall for profit or gain and no proprietary club shall, directly or indirectly keep,

- (a) or have in his or its possession or on his or its premises any billiard, pool or bagatelle table;
- (b) or have any billiard, pool or bagatelle table whether used or not, in a house or place of public entertainment or resort,

without separate licences entitling him or it to do so.

1b. (1) Except as provided in section 1d, no person shall carry on or operate,

- (a) an exhibition held for hire or gain; or
- (b) a theatre; or
- (c) a music hall; or
- (d) a bowling alley; or
- (e) a moving picture show; or
- (f) a public hall; or

(g) any place of amusement,

without a separate licence entitling him to do so for each of the trades, callings, businesses or occupations mentioned in clauses (a), (b), (c), (d), (e) and (f), and as mentioned in clause (g) in accordance with subsection 2.

(2) Every person who operates a place of amusement shall take out a separate licence for each of the following trades, callings, businesses or occupations:

1. A bingo parlour.
2. A pinball parlour.
3. An amusement machine parlour.
4. Any other place of amusement.

1c. (1) No person shall carry on or operate,

- (a) an exhibition of waxworks; or
- (b) a menagerie; or
- (c) circus-riding; or
- (d) any other like shows usually exhibited by showmen including a carnival,

without a separate licence entitling him to do so for each of the separate trades, callings, businesses or occupations mentioned in clauses (a), (b) and (c) and for each like show usually exhibited by showmen and for a carnival as mentioned in clause (d).

(2) No person shall carry on or operate a roller skating rink or other places of like amusement without a separate licence entitling him to do so for,

- (a) a roller skating rink;
- (b) each other place of like amusement.

(3) Except as provided in section 1d, no person shall carry on or operate,

- (a) a merry-go-round; or
- (b) a switchback railway; or

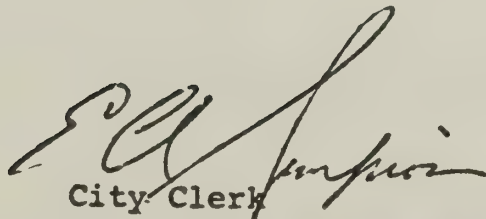
(c) a carousel; or

(d) any other like contrivances,

without a separate licence entitling him to do so for each of the separate trades, callings, businesses or occupations in respect of the contrivances mentioned in clauses (a), (b) and (c) and in respect of any like contrivance referred to in clause (d).

ld. No licence shall be required for any exhibition or travelling show or any other show or performance held in a licensed theatre or public hall.

PASSED this 8th day of September A.D. 1981.


City Clerk


Mayor



CERTIFIED A TRUE COPY


City Clerk

The Corporation of the City of Hamilton

BY-LAW NO. 81-235

To Amend:

Zoning By-law No. 79-226

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF RYMAL ROAD WEST,
IN THE VICINITY OF GARTH STREET

WHEREAS By-law No. 79-226, passed on the 31st day of July, 1979 and approved by the Ontario Municipal Board on the 23rd day of January, 1980, rezoned the land shown on schedule "A" attached thereto from "AA" (Agricultural) district to "DE" (Low Density Multiple Dwellings) district and established the following variance (amongst others) in paragraph 5 of section 2, as a special requirement:

5. No land shall be developed except in accordance with a registered plan of subdivision;

AND WHEREAS Item 9 of the 5th Report of the Planning and Development Committee, adopted by City Council on January 27, 1981, provided for four conditions therein stated to be complied with relating to the land shown on schedule "A" to the said by-law;

AND WHEREAS the said four conditions relate only to paragraph 5 of section 2 of the said by-law and not to any other provisions of the said by-law;

AND WHEREAS the said four conditions have been complied with as shown in various Instruments registered in the Registry Office for the Registry Division of Wentworth (No. 62) as Instruments Nos. 178270 C.D. (widening of Rymal Road West); 177910 C.D. (Garth Street extensions); 179936 C.D. (5% parkland) and 188122 C.D. (noise level warning);

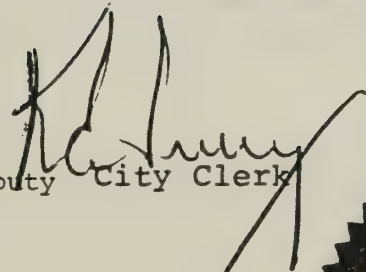
AND WHEREAS it is desirable to repeal paragraph 5 of section 2 of By-law No. 79-226;

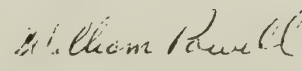
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

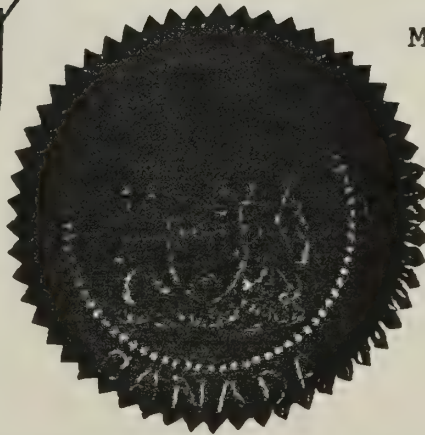
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 5 of section 2 of By-law No. 79-226 is repealed.
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-664a".
3. Sheet No. W-17E of the District Maps is amended by marking the land referred to in section 1 of By-law No. 79-226, "S-664a".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

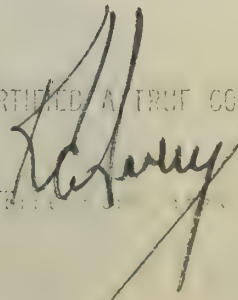
PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor



(1981) 5 R.P.D.C. 9, January 27
St. Elizabeth Nursing Home, Owner
Z.A. 77-61


CERTIFIED A TRUE COPY

The Corporation of the City of Hamilton

BY-LAW NO. 81-236

To Repeal:

Zoning By-law No. 80-092

Respecting:

LAND BOUNDED BY KENILWORTH AVENUE, KIMBERLY DRIVE,
DUNKIRK DRIVE AND THE T.H. & B. RAILWAY

WHEREAS By-law No. 80-092, passed on the 25th day of March, 1980, rezoned the land shown on schedule "A" annexed thereto from "RT-10" (Townhouse) district to "C" (Urban Protected Residential, etc.) district and to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district and provided for special requirements;

AND WHEREAS the applicant has requested that By-law No. 80-092 be repealed due to the opposition from property owners in the area and changed market conditions;

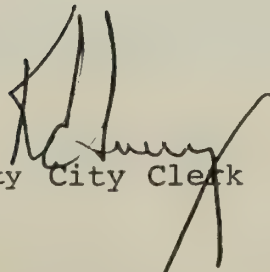
AND WHEREAS City Council, in adopting section 9 of the 18th Report of the Planning and Development Committee on July 28, 1981 has concurred and directed that By-law No. 80-092 be repealed;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-092 is repealed.

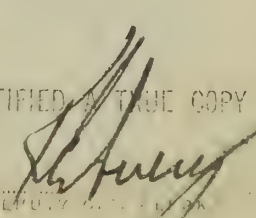
PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

(1981) 18 R.P.D.C. 9, July 28
Tyka Investments Limited, Owner
Z.A. 79-53



CERTIFIED TRUE COPY

DEPUTY CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-237

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS. FROM AND INCLUDING 905 TO AND INCLUDING 939 STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), is amended,

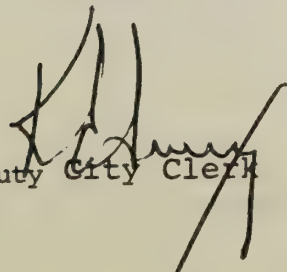
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

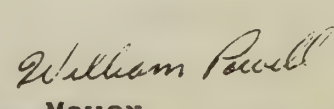
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

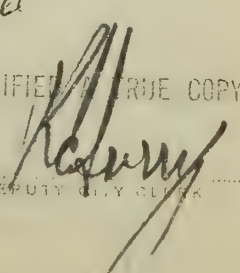
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.

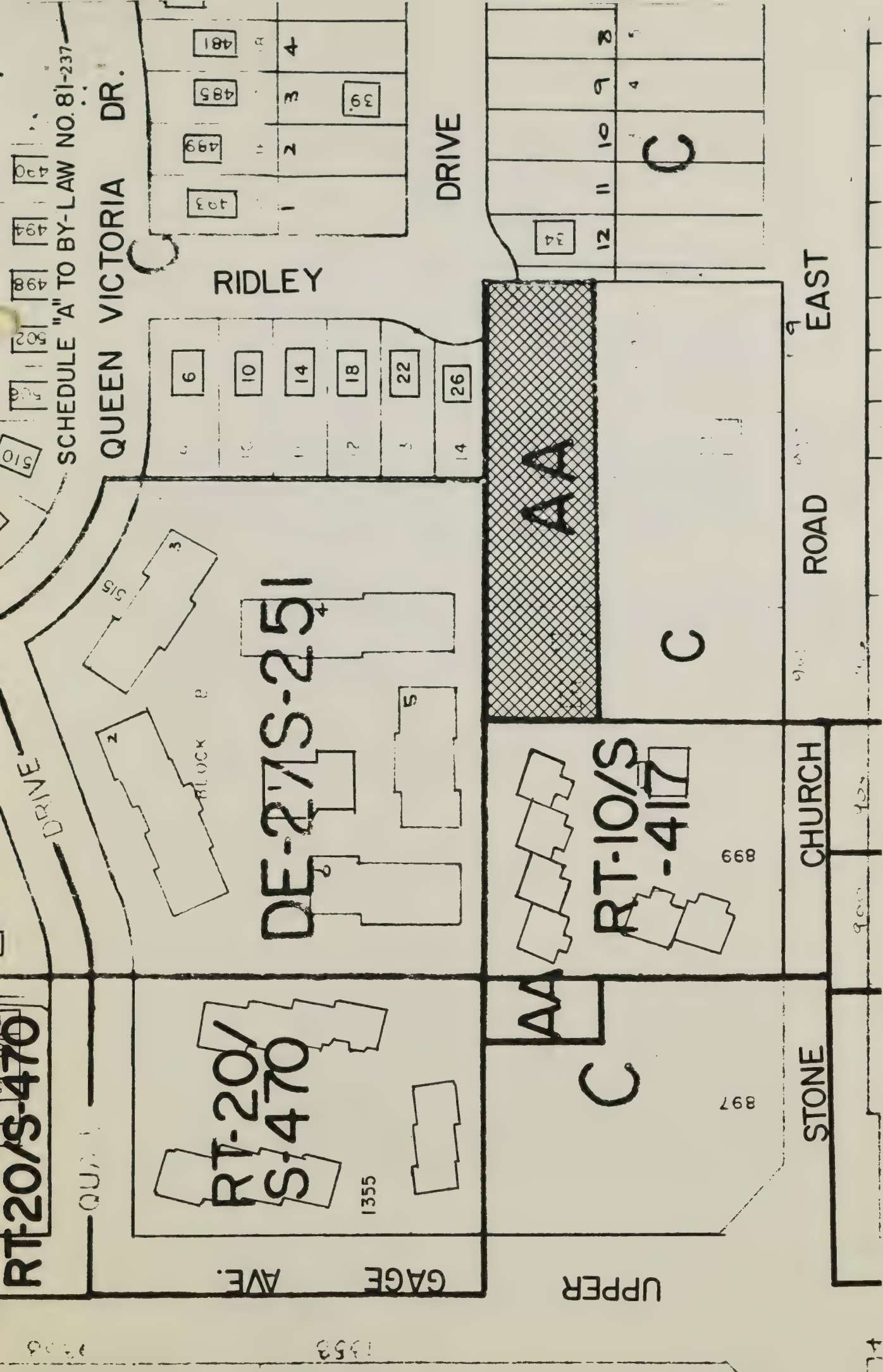

Deputy City Clerk


Mayor

CERTIFIED TRUE COPY


DEPUTY CITY CLERK

(1981) 19 R.P.D.C. 2, July 28
City Initiative 81-S



Bill No. D-109

This is Schedule "A" to By-law No. 81-237 passed the 25th day of August, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-238

To Amend:

Metrickation By-law No. 80-049

Respecting:

THE CALCULATION OF YARD REQUIREMENTS

WHEREAS By-law No. 80-049, passed on the 26th day of February, 1980, in accordance with section 45a of The Planning Act, R.S.O. 1970, Chapter 349, (now R.S.O. 1980, Chapter 379, S. 57), provides for the metrickation of measurements in General Zoning By-law No. 6593;

AND WHEREAS it is desirable to more accurately state the metric formula for calculating yard requirements to reflect the conversion from imperial units to metric units in By-law No. 80-049, as amended by By-law No. 81-22, passed on the 13th day of January, 1981.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-049 is amended by adding the following section thereto.

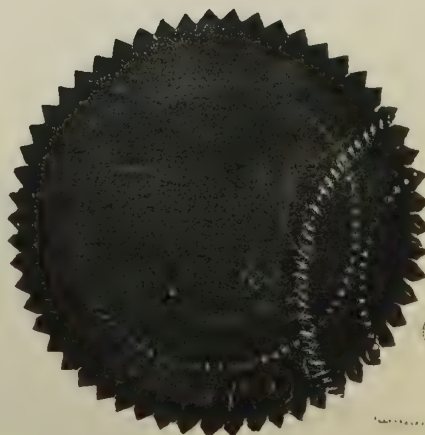
2. By-law No. 6593 is amended by striking out "one four hundredth" wherever it appears in subclause (b) of clauses (i), (ii) and (iii) of subsection 3 of section 11; subclause (b) of clauses (i), (ii) and (iii) of subsection 3 of section 11A; subclause (b) of clauses (i), (ii) and (iii) of subsection 3 of section 11B and clauses (a), (b) and (c) of subsection 2 of section 11C and inserting in lieu thereof "one one-hundred and twentieth".

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

(1981) 18 R.P.D.C. 3, July 28
City Initiative 81-0



The Corporation of the City of Hamilton

BY-LAW NO. 81-239

To Amend:

Zoning By-law No. 6593

Respecting:

MOTION PICTURE STUDIOS AND THEATRES

WHEREAS By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), does not provide for a definition of "motion picture studio" or "theatre";

AND WHEREAS it is intended to provide for such a definition;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause D of subsection 2 of section 2 of By-law No. 6593 is amended by adding thereto the following subclauses:

(via) "Studio, motion picture" means a building or structure for motion picture production or other audio visual processes, and includes a non-commercial viewing studio with a maximum seating capacity for twenty-five persons;

(viii) "Theatre" means a building or structure designed for the presentation of motion pictures, theatrical and other staged entertainment services.

2. By-law No. 6593 is amended by striking out the words "or motion picture theatre", wherever they appear in the by-law.

3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.

Deputy

City Clerk

Mayor

(1981) 18 R.P.D.C. 2, July 28
City Initiative 81-C

The Corporation of the City of Hamilton

BY-LAW NO. 81-240

To Amend:

Zoning By-law No. 6593

Respecting:

AUTOMOBILE SERVICE STATIONS

WHEREAS it is intended to amend the text of General Zoning By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

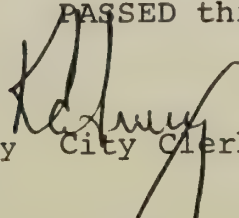
1. Subclause (i) of clause D of subsection 2 of section 2 of By-law No. 6593 is repealed and the following substituted therefor:

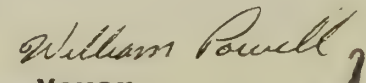
(i) "Automobile Service Station" shall mean a public garage where gasoline, oil, or any other motor vehicle fuel is kept for sale and where only minor or running repairs essential to the actual operation of motor vehicles may also be performed, and where grease, anti-freeze, tires, spark plugs and other automobile accessories may also be sold, and where motor vehicles may also be oiled, greased or have their ignition adjusted or their batteries charged, but where no other activities of a public garage are carried on and where no car wash operations are carried on.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

(1981) 18 R.P.D.C. 4, July 28
City Initiative 81-J

The Corporation of the City of Hamilton

BY-LAW NO. 81-241

To Amend:

Zoning By-law No. 78-269

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET
BETWEEN STONE CHURCH ROAD EAST AND RYMAL ROAD EAST

WHEREAS By-law No. 78-269, passed on the 10th day of October, 1978, and approved by the Ontario Municipal Board by Order dated the 11th day of December, 1978, (File No. R 783685), rezoned the land referred to aforesaid and more particularly shown on schedule "A" to the said by-law as Block 1, from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, subject to special requirements;

AND WHEREAS the depth of Block 1 was shown as "628.88'", but should have been shown as "202.05 m. (662.88')";

AND WHEREAS it is intended herein to provide for the revised dimension;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

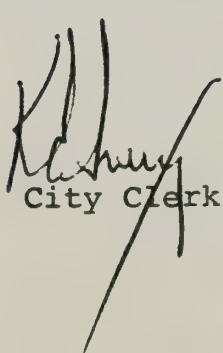
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

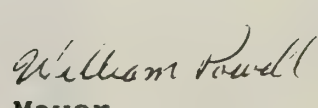
1. Schedule "A" to By-law No. 78-269 is repealed and the Revised Schedule "A", annexed hereto and forming part of this by-law, is annexed in lieu thereof to the said by-law.
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-602a".
3. Sheet No. E-27D of the District Maps is amended by marking the land referred to in section 1(a) of By-law No. 78-269, "S-602a".

4. The City Clerk is hereby authorized and directed to proceed, if necessary, as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk

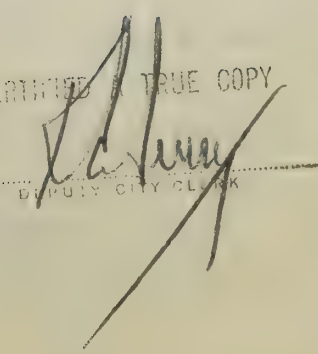

Mayor

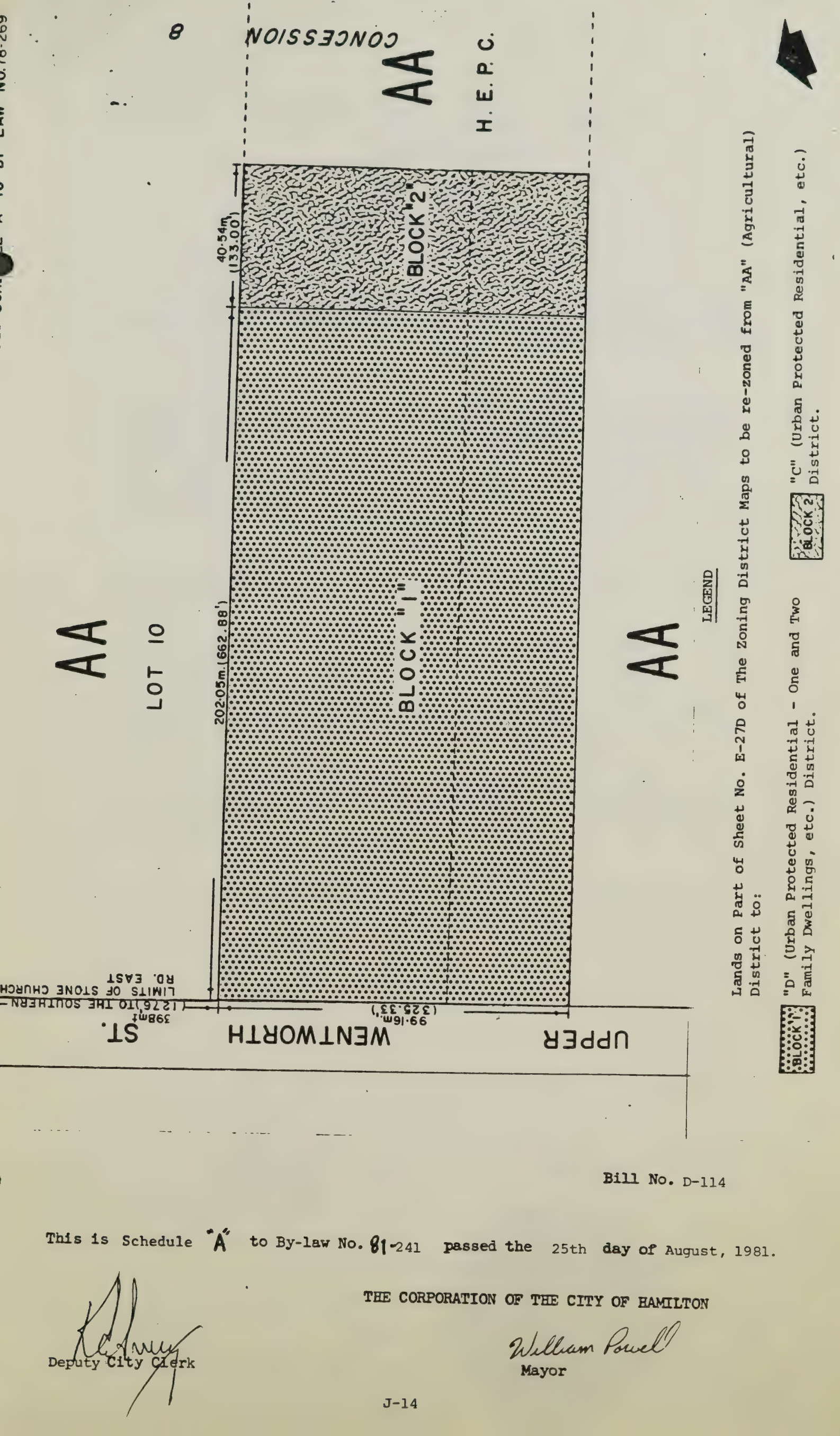


(1978) 25 R.P.D.C. 1, August 29
Debentis Investments Limited, Owner
Z.A. 76-50

J-13

CERTIFIED TRUE COPY


DEPUTY CITY CLERK



8

CONCESSION

AA

H. E. P. C.

AA

LOT 10

202.05m. (662.88')

40.54m. (133.00')

BLOCK "1"

BLOCK "2"

AA

LEGEND

Lands on Part of Sheet No. E-27D of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to:

BLOCK "1"

"D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

BLOCK "2"

"C" (Urban Protected Residential, etc.) District.

Bill No. D-114

This is Schedule "A" to By-law No. 81-241 passed the 25th day of August, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Deputy City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-242

To Repeal:

Zoning By-law No. 79-172

Respecting:

PART OF PROPERTIES LOCATED AT MUNICIPAL NOS.
1151, 1155 and REAR of 1165 and 1171 UPPER JAMES STREET
AND PROPERTY LOCATED AT MUNICIPAL NO. 1157 UPPER JAMES STREET

WHEREAS By-law No. 79-172, passed on the 29th day of May, 1979, zoned the land shown on Schedule "A" annexed thereto and comprised of Block 2 referred to in clause (b) of section 1 of the 19th Report of the Planning and Development Committee, adopted by City Council on July 28, 1981, from "AA" (Agricultural) district and "C" (Urban Protected Residential, etc.) district to "HH" (Restricted Community Shopping and Commercial) district;

AND WHEREAS Block 3 referred to in the said clause (b) of section 1 of the said Report was zoned "HH" District prior to May 29, 1979;

AND WHEREAS section 1 of the said Report provided for special requirements applicable to Blocks 2 and 3;

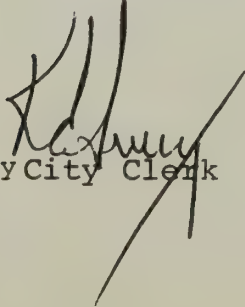
AND WHEREAS the said Report required that the land comprised in Block 1 be rezoned from "AA" (Agricultural) district to "G-3" (Public Parking Lots) district;

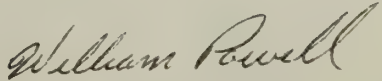
AND WHEREAS it is desirable to consolidate all the zoning changes and special requirements into one by-law separately enacted from By-law No. 79-172 and thereupon repeal By-law No. 79-172.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 79-172 is repealed.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

(1979) 16 R.P.D.C. 2, April 24
Z.A. 79-13
(1981) 19 R.P.D.C. 1, July 28
Z.A. 80-26
Medit Management Limited, Owner

The Corporation of the City of Hamilton

BY-LAW NO. 81-243

To Amend:

Zoning By-law No. 6593

Respecting:

PROPERTIES LOCATED AT MUNICIPAL NOS. 1151, 1155, 1157,
1165 and 1171 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "G-3" (Public Parking Lots) district, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) district and "C" (Urban Protected Residential, etc.) district to "HH" (Restricted Community Shopping and Commercial) district, the land comprised in Block 2,

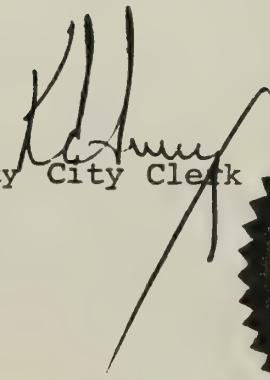
the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as schedule "A".

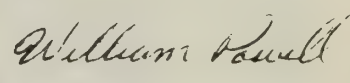
2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the lands comprised in Blocks 2 and 3 shown on schedule "A" annexed hereto, are amended to the extent only of the following variances as special requirements:

- 1. Notwithstanding section 14A(2) of By-law No. 6593, no building or structure shall exceed one storey in height.

2. Notwithstanding section 14A(5) of By-law No. 6593, the land comprised in Block 1 shall not be used in the calculation of required parking and driveway areas for a commercial purpose permitted by the "HH" District.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-760".
5. Sheet No. E-9B of the District Maps is amended by marking the lands referred to in section 2 of this by-law, "S-760".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

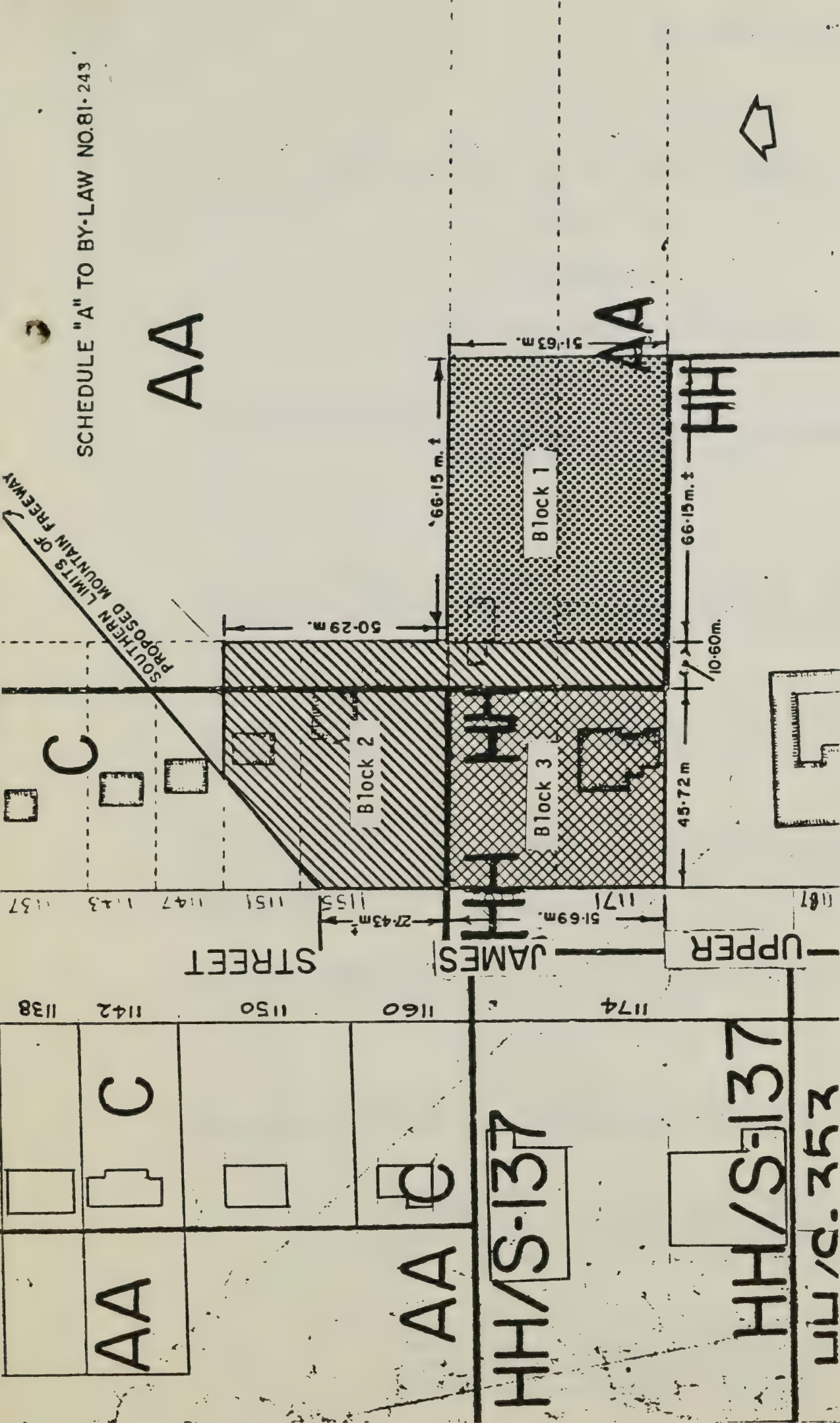


(1979) 16 R.P.D.C. 2, April 24
Z.A. 79-13
(1981) 19 R.P.D.C. 1, July 28
Z.A. 80-26
Medit Management Limited, Owner

J-17

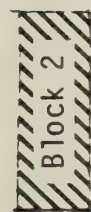
CERTIFIED TRUE COPY


DEPUTY CITY CLERK



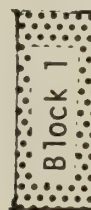
LEGEND

Lands on part of Sheet No. E-9B of the Zoning District Maps to be re-zoned from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to:

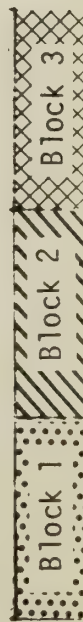


Block 2

"G-3" (Public Parking Lots) District



Block 1



Block 3

Lands to be regulated by By-law No. 81-243.

Bill No. D-116

This is Schedule "A" to By-law No. 81-243 passed the 25th day of August, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Deputy City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-244

To Amend:

Zoning By-law No. 81-190

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER GAGE AVENUE
AND STONE CHURCH ROAD EAST

WHEREAS By-law No. 81-190, passed on the 23rd day of June, 1981, proposed to rezone the land referred to above and shown on schedule "A" annexed thereto, and to establish special requirements;

AND WHEREAS it is desirable to adjust the wording of the by-law to reflect the requirements of the "L" (Planned Development) District;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

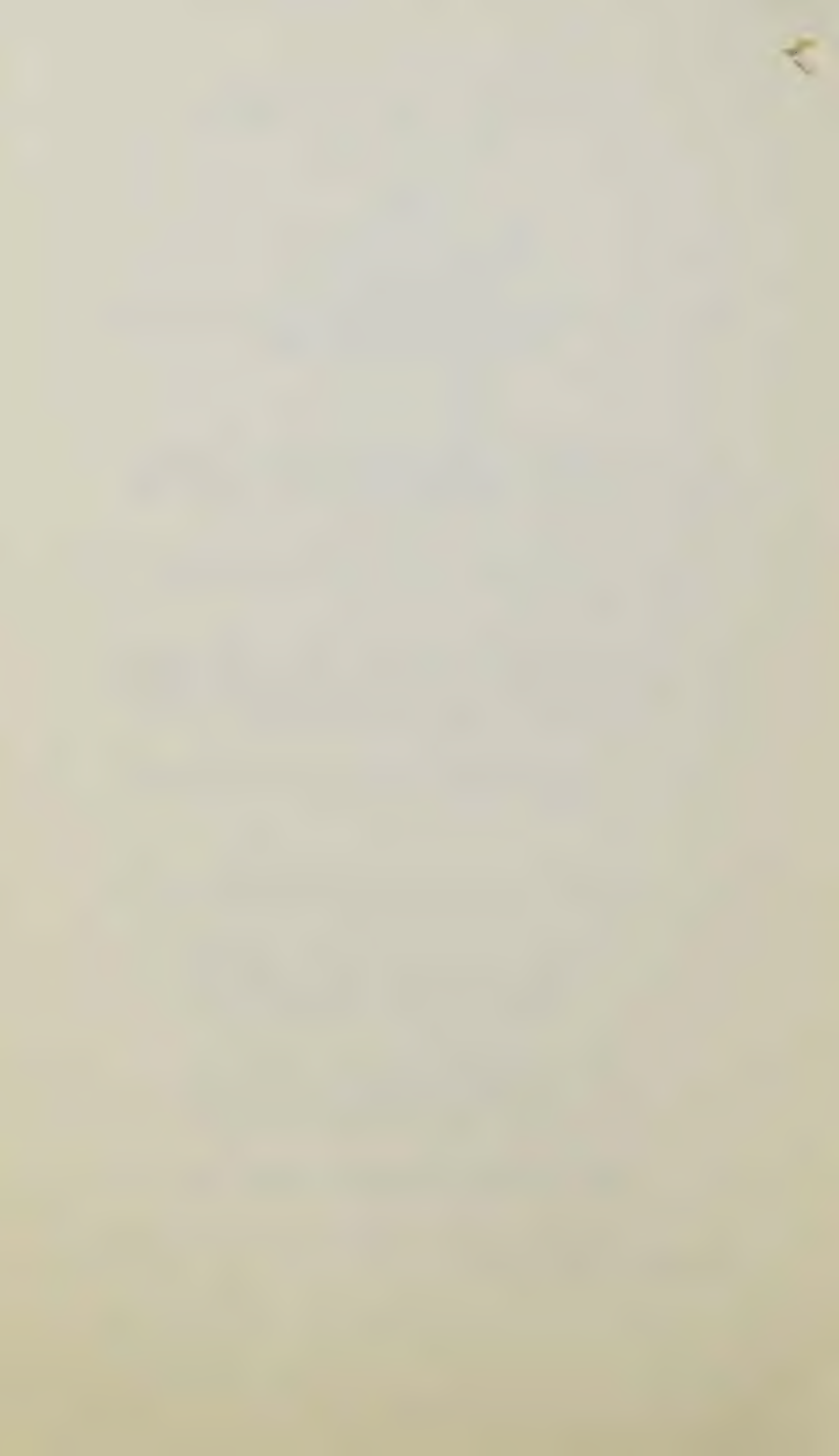
1. Clause (a) of section 1 of By-law No. 81-190 is repealed and the following substituted therefor:

(a) by changing from "L-mr-1" (Planned Development - Multiple Residential) district to "L-c" (Planned Development - Commercial) district; and

(b) by changing from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-751a".

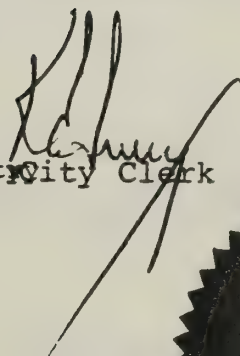


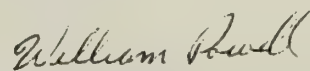
3. Sheet No. E-38C of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-751a".

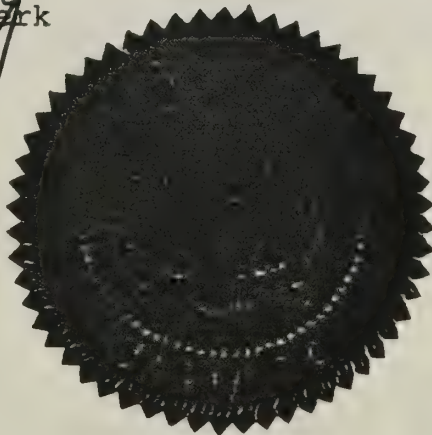
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk

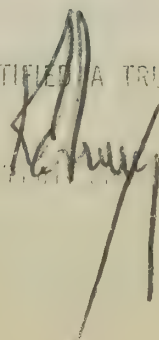

Mayor



(1981) 15 R.P.D.C. 5(b), May 26
M. Cantelmi and L. Frederico, Owners
Z.A. 80-89

J-20

CERTIFIED A TRUE COPY


Deputy City Clerk

The Corporation of the City of Hamilton

BY-LAW NO. 81-245

To Amend:

Zoning By-law No. 81-66

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 685 MAIN STREET EAST

WHEREAS By-law No. 81-66, passed on the 10th day of February, 1981, rezoned the land aforementioned and shown on schedule "A" to the said by-law from "C" (Urban Protected Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district, and provided for a special requirement applicable to the land;

AND WHEREAS it is intended to revise the special requirement;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 2 of By-law No. 81-66 is repealed and the following substituted therefor:

1. Notwithstanding section 14(2) of By-law No. 6593, the height of any addition to the building existing as at the date of the passing of By-law No. 81-66, shall not exceed one storey.
2. Notwithstanding section 14(3)(ii)(a) of By-law No. 6593, a side yard having a depth of at least 1.2 metres shall be provided and maintained along the easterly property line appurtenant to any new building addition or extension to the building existing as at the date of the passing of By-law No. 81-66.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of August A.D. 1981.

Deputy City Clerk

Mayor



(1981) 19 R.P.D.C. 7, July 28
R. Lawrence, Owner
Z.A. 80-80

J-22

CERTIFIED TRUE COPY

The Corporation of the City of Hamilton

BY-LAW NO. 81-246

To Amend:

Subdivision Control By-law No. 9375

Respecting:

REGISTERED PLAN NO. 505

WHEREAS By-law No. 9375, passed on the 27th day of June, 1961, in accordance with subsection 2 of section 26 of The Planning Act, R.S.O. 1960, as amended by section 1(1) of The Planning Amendment Act 1961-62, (now The Planning Act, R.S.O. 1970, Chapter 349, section 29(3)), provided in schedule 2 for the designation of plans of subdivision or part thereof registered for eight years or more to be deemed not to be registered plans of subdivision;

AND WHEREAS Registered Plan of Subdivision No. 505 was registered in 1911;

AND WHEREAS it is desirable to deem Registered Plan No. 505 not to be a registered plan of subdivision.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

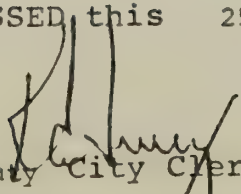
1. Schedule 2 of By-law No. 9375 is amended by adding thereto the following:

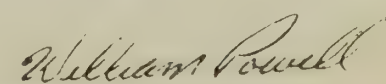
(84) Lots numbers 1 to 42 inclusive, 47-53 inclusive, 62-64 inclusive, 496-514 inclusive and Lot A according to a plan of subdivision of parts of Lots Nos. 3 and 4 in the First Concession of the Township of Barton (now in the City of Hamilton) known as Hamilton Park Survey (Plan No. 505), registered on the 22nd day of December, 1911.

2. The City Clerk is hereby authorized and directed to,

- (a) lodge a copy of this by-law with the Minister; and
- (b) register a certified or duplicate copy of this by-law in the proper registry office;
- (c) send by registered mail notice of the passing of this by-law to each person appearing by the last revised assessment roll to be the owner of land to which this by-law applies, which notice shall be sent to the last known address of each such person.

PASSED this 25th day of August A.D. 1981.


Deputy City Clerk


Mayor

(1981) 17 R.P.D.C. 6, June 23
City Initiative

The Corporation of the City of Hamilton

BY-LAW NO. 81-248

To Amend:

Lottery Licence By-law No. 78-130

Respecting:

BINGO LOTTERIES

WHEREAS By-law No. 78-130, passed on the 25th day of April, 1978, provides for the establishment of regulations respecting licensing of charitable or religious organizations for the purpose of conducting and managing lottery schemes for charitable or religious purposes in accordance with Order-in-Council 274/70 and paragraph 63 of section 352 of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 45 of section 208 of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS it is desirable to amend the regulations respecting bingo lotteries.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of By-law No. 78-130 is amended by adding thereto the following subsection:

(3a) Where the total prizes for an occasion is between \$1,000 and \$3,500, the maximum number of bingo lottery licences issued shall be calculated at the rate of one licence for each 7,800 inhabitants of the City population determined in accordance with section 14 of The Assessment Act, R.S.O. 1980, for the next year preceding the year in which the licence may be issued.

2. Section 22 of the said by-law is amended by adding thereto the following subsection:

(3) No licensee shall conduct a bingo lottery within a period of three hours following the completion of a bingo lottery on an occasion for which the licence was issued.

3. Section 29 of the said by-law is repealed and the following section substituted therefor:

29. No licensee shall charge, collect or otherwise obtain any consideration or permit, consent or allow an employee or any other person to charge, collect or otherwise obtain any consideration for admission to the premises on which a bingo lottery is conducted on the occasion for which the licence has been issued.

4. Section 39 of the said by-law is repealed and the following substituted therefor:

39. Every bingo licensee shall charge
.50 cents for two game cards.

5. Section 41 of the said by-law is amended by re-numbering paragraphs 3, 4, 5 and 6 as 4, 5, 6 and 7, respectively, and adding thereto the following paragraph:

3. Post at least two signs having dimensions and letter size as set out in Table 1, conspicuously placed so as to be clearly visible to the bingo lottery players, showing the bingo lottery rules in form and content hereto annexed as Schedule "6".

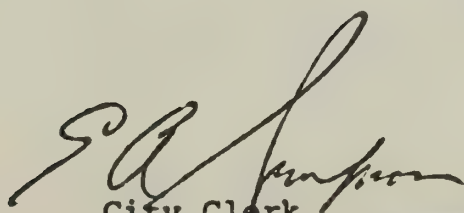
TABLE 1

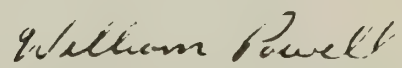
	<u>Height (Metres)</u>	<u>Width (Metres)</u>
Sign		
Letters		

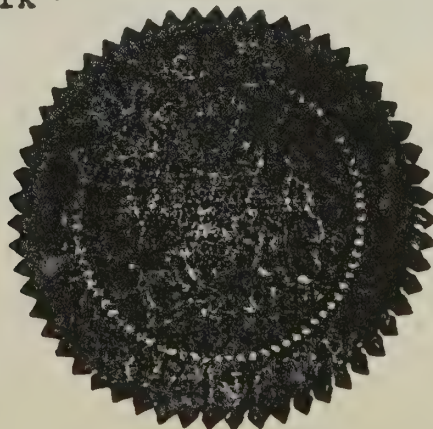
6. The said by-law is amended by adding thereto the following section:

41a. Every person to whom the bingo lottery game rules apply, shall comply with the rules.

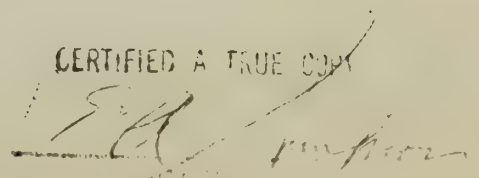
PASSED this 8th day of September A.D. 1981.


City Clerk


Mayor



CERTIFIED A TRUE COPY



SCHEDULE "6"

To Lottery Licence By-law No. 78-130

(Section 41, paragraph 3)

LOTTERY LICENCE GAME RULES

1. PLAYER MUST HAVE GAME CARDS IN ORDER TO PLAY.
2. ANY DISPUTES ARE TO BE SETTLED BY THE SPONSOR'S BINGO MANAGER.
3. NO PERSON UNDER 16 YEARS SHALL OPERATE, ASSIST IN THE OPERATION OF, OR PLAY A BINGO GAME.
4. ALL PRIZES SHALL BE PAID IN CASH UNLESS MERCHANDISE PRIZES ARE TO BE AWARDED.
5. A PLAYER HAS THE RIGHT TO CALL FREEZE, STOPPING THE GAME FULLY AND COMPLETELY, IN ORDER THAT THE CALLER'S BOARD MAY BE CHECKED.
6. BINGO STAFF SHALL NOT PLAY THE GAME OR ALLOW OTHER PERSONS TO PLAY THE GAME FOR THEM.
7. WHEN BINGO IS CALLED, THE CHECKER MUST REMOVE MARKERS FROM THE CARD ON THE CALL BACK.
8. NO BINGO WINNER WILL BE RECOGNIZED AFTER THE CALL BACK IS COMMENCED.
9. WHERE A PERSON CALLS BINGO AND IT IS FOUND ON CALL BACK THEY HAVE NOT WON, THE GAME SHALL BE RESUMED.
10. NO SPONSOR MAY VARY THE LICENSED PRIZE MONEY FOR THE EVENT.

The Corporation of the City of Hamilton

BY-LAW NO. 81-249

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 272 ROSSLYN AVENUE NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-43 of the District Maps appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. Notwithstanding subsection 1 of section 14 of By-law No. 6593 only the following uses shall be permitted:
 - (i) A single family dwelling on any vacant lot which adjoins a lot upon which is located a dwelling or a multiple dwelling; or a single family dwelling on a vacant lot where more than half of the lots on the same side of the street between two intersecting streets are the sites of dwellings, multiple dwellings, or building containing dwelling units;
 - (ii) One or two dwelling units in the same building with a commercial use permitted in the district;

- (iii) One dwelling unit for each 180.0 square metres (1,937.50 sq. ft) of area of the lot upon which the building is situate provided that the building does not exceed two stories in height and provided further that the gross floor area of the building used for dwelling units does not exceed the gross floor area used for commercial purposes.
- (iv) A bookbinder's or carpenter's shop which is not a factory, a gunsmith's or locksmith's shop;
- (v) Storage of goods to be manufactured, assembled or sold upon the premises only on condition that storage occupies not more than 25% of the floor area;
- (vi) A printing establishment only on condition that not more than 25% of the floor area of the establishment is occupied by power-driven mechanical equipment;
- (vii) An office or place wherein consultations are provided or wherein personal clinical services are provided by a charitable institution within the meaning of The Charitable Institutions Act;
- (viii) A business or professional person's office;
- (ix) A photographer's or artist's studio, but not including a motion picture studio;
- (x) A barber shop, hairdressing establishment, beauty parlour, shoe-shine parlour, caterer's shop or other such establishment for personal service, including a messenger service;
- (xi) A tailor's shop, dressmaker's establishment, millinery shop, shoe repair shop or other wearing apparel work shop for the employment in the business of not more than five persons including the proprietor, at any one time;
- (xii) An electrical appliance repair shop on condition that not more than 25% of the floor area of the shop is occupied by power-driven mechanical equipment;
- (xiii) A laundry or drycleaning establishment using only non-flammable solvents or a cleaner and presser having not more than 1.127 litres of inflammable liquid on the premises or a collecting and distributing station for a laundry or dry-cleaning establishment, where any of the uses provide for the employment in the business of not more than five persons including the proprietor, at any one time;

(xiv) Parking spaces or a public parking lot;

(xv) Business identification signs that are wall signs of an occupancy or use only on condition that,

- A. a sign shall not exceed 2.0 metres in height; and
- B. the total aggregate area of all wall signs shall not exceed 0.5 square metres for each 0.5 metres of exterior lineal face of the building; and
- C. a sign shall be parallel to the wall to which it is affixed; and
- D. a sign shall not be illuminated unless the source of light is steady and shielded to completely contain the illumination.

2. Notwithstanding section 14 of the said by-law, any building existing at the time of the passing of this by-law or any new building may be used for any of the uses referred to in paragraph 1 of this section.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

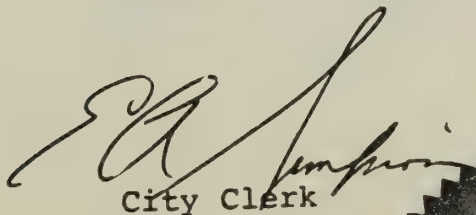
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-757".

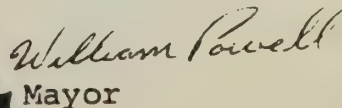
5. Sheet No. E-43 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-757".

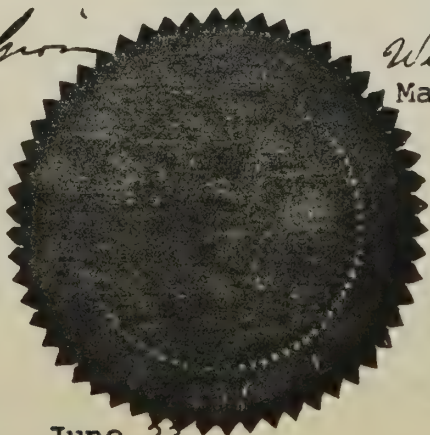
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

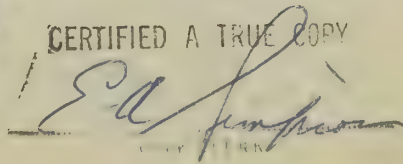
PASSED this 8th day of September A.D. 1981.


City Clerk


Mayor



CERTIFIED A TRUE COPY


City Clerk

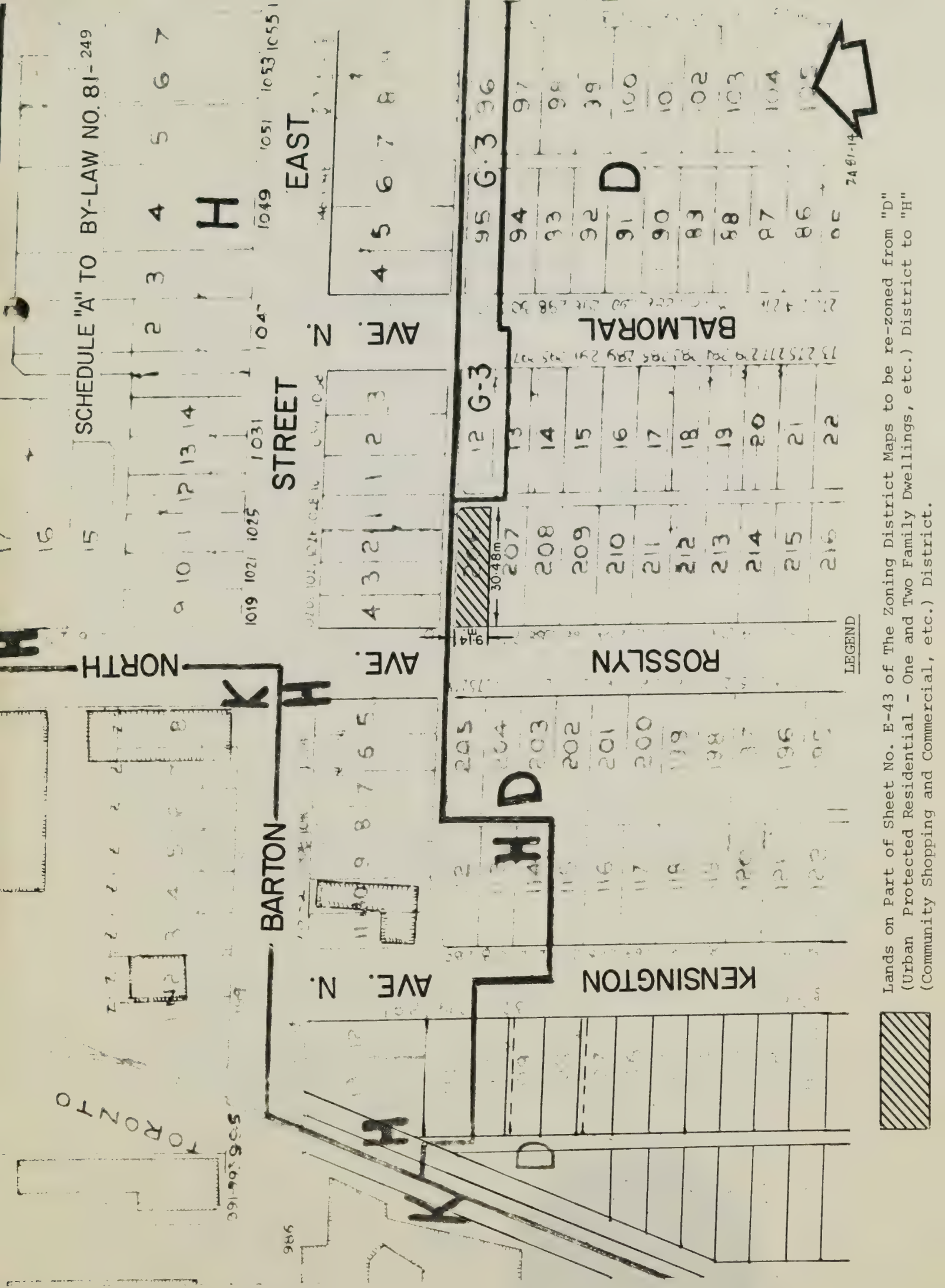
This is Schedule "A" to By-law No. 81-249 passed the 8th day of September, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. D-117



The Corporation of the City of Hamilton

BY-LAW NO. 81- 250

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 447 MAIN STREET WEST

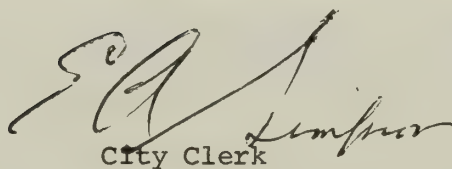
WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

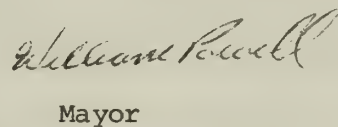
AND WHEREAS it is desireable to exempt the property located at No. 447 Main Street West in order to permit the installation of a ground sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a ground sign having a maximum area of 4.1 square mtrs accessory to the land located at No. 447 Main Street West.

PASSED this 8th day of September A.D. 1981.


City Clerk

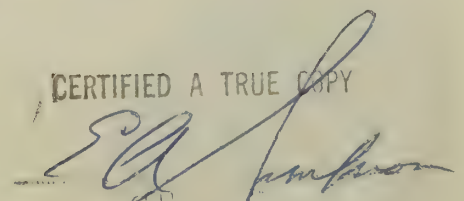

Mayor

(1981) 20 R.P.D.C. 20, August 25

J-5



CERTIFIED A TRUE COPY



The Corporation of the City of Hamilton

BY-LAW NO. 81-251

To Remove:

PART OF "GILKSON WOODS ADDITION - PHASE 1" REGISTERED PLAN
OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 5 of section 29 of The Planning
Act, R.S.O. 1970, Chapter 349 provides as follows:

- (5) Notwithstanding subsection 4, the council
of a municipality may by by-law provide
that subsection 4 does not apply to land
that is within such registered plan or
plans of subdivision or part or parts
thereof as is or are designated in the
by-law, and, where the by-law is approved
by the Minister, subsection 4 ceases to
apply to such land,....

AND WHEREAS subsection 4 of section 29 of The Plan-
ning Act establishes part-lot control of land within a regis-
tered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted
under subsection 5 of section 29 of The Planning Act was dele-
gated to the Council of The Regional Municipality of Hamilton-
Wentworth by O. Reg. 443/75;

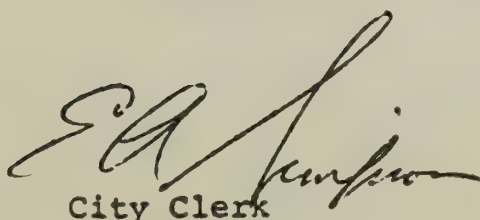
AND WHEREAS it is desirable to exempt certain lands
from part-lot control.

NOW THEREFORE the Council of The Corporation of the
City of Hamilton enacts as follows:

1. Subsection 4 of section 29 of The Planning Act,
R.S.O. 1970, Chapter 349, as amended by Statutes of Ontario
1972, Chapter 118, S. 3, shall not apply to the following lands:

1. Lots 1 to 38 inclusive, on Registered
Plan M-286, registered on the 25th day
of February, 1980.

PASSED this 8th day of September A.D. 1981.


City Clerk


Mayor

(1981) 20 R.P.D.C. 7(a), August 25

CERTIFIED A TRUE COPY.



The Corporation of the City of Hamilton

BY-LAW NO. 81-252

To Remove:

PART OF "ALMAS GARDENS (PHASE TWO)" REGISTERED PLAN
OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 5 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349 provides as follows:

- (5) Notwithstanding subsection 4, the council of a municipality may by by-law provide that subsection 4 does not apply to land that is within such registered plan or plans of subdivision or part or parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection 4 ceases to apply to such land,....

AND WHEREAS subsection 4 of section 29 of The Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 5 of section 29 of The Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

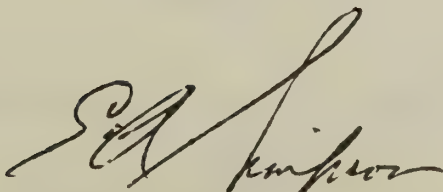
AND WHEREAS it is desirable to exempt certain lands from part-lot control.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349, as amended by Statutes of Ontario 1972, Chapter 118, S. 3, shall not apply to the following lands:

1. Lots 11 to 24 inclusive and Lots 26 to 57 inclusive, on Registered Plan M-309, registered on the 4th day of June, 1981.

PASSED this 8th day of September A.D. 1981.


City Clerk


Mayor

(1981) 20 R.P.D.C. 7(b), August 25

CERTIFIED A TRUE COPY

By-law No. 81 - 264

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Section 1 of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to Sub-section 1 the following clause:

"(1a) "physically handicapped person" means a person who is the holder of a valid motor vehicle drivers licence and who is permanently confined to a wheel chair or who is restricted to the permanent use of crutches or braces or who otherwise is permanently disabled in such a way that his or her mobility is seriously restricted;"

2. Schedule 9 (Through Highways) is hereby amended by deleting therefrom the following items, namely:-

"Limeridge Road, from the easterly limit of Garth Street to the westerly limit of Mountain Brow Boulevard, except at the intersections of Upper Ottawa Street, Upper Gage Avenue, Upper Sherman Avenue, Upper Wentworth Street, Upper Wellington Street, Upper James Street, and West 5th Street."

and by adding thereto the following item, namely:-

"Limeridge Road, from the easterly limit of Garth Street to the westerly limit of Mountain Brow Boulevard, except at the intersections of Upper Ottawa Street, Upper Gage Avenue, Upper Sherman Avenue, Upper Wentworth Street, Kingfisher Drive, Upper Wellington Street, Upper James Street, and West 5th Street".

3. Schedule 10 (Stops at Intersections) is hereby amended by deleting therefrom the following items, namely:-

"Howe	Eastbound and Westbound	East 15th
East 17th	Northbound and Southbound	Howe
Inchlee	Eastbound and Westbound	East 17th".

and by adding thereto the following items, namely:-

"Vineyard	Eastbound	Gainsborough
St. Matthews	Northbound	Birge
East 15th	Northbound and Southbound	Howe
Howe	Eastbound and Westbound	East 17th
East 17th	Northbound and Southbound	Inchlee
Inchlee	Eastbound	East 18th
East 18th	Southbound	Vickers
East 15th	Southbound	Callie
Dunn	Northbound	Leaside
Brighton	Northbound and Southbound	Mead
Burgess	Northbound and Southbound	Mead
Knox	Northbound and Southbound	Mead
Dunn	Northbound and Southbound	Mead
Gatineau	Eastbound	Summer
Regency	Southbound	Summerlea
Clifton Downs	Eastbound	Bonaventure
Limeridge	Westbound	Kingfisher".

4. Schedule 11 (Yield Right-Of-Way Signs) is hereby amended by deleting therefrom the following items, namely:-

"East 18th	Southbound	Vickers
Brighton	Northbound and Southbound	Mead
Burgess	Northbound and Southbound	Mead
Knox	Northbound and Southbound	Mead
Dunn	Northbound and Southbound	Mead".

5. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Kingfisher Blake	Both West	Upper Wentworth to Pinewarbler 112 feet north of Maplewood to a point 20 feet northerly therefrom".
----------------------	--------------	---

6. Schedule 30 (Commercial Loading Zones) is hereby by deleting therefrom the following items, namely:-

"Park	West	41 feet	28 feet south of Cannon	Anytime".
-------	------	---------	----------------------------	-----------

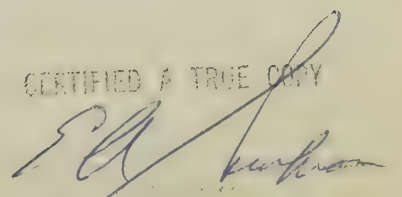
PASSED this 8th day of September, A.D. 1981.


City Clerk




Mayor

CERTIFIED A TRUE COPY



The Corporation of the City of Hamilton

BY-LAW NO. 81- 266

To Amend:

By-law No. 78-277

Respecting:

A FIRE STATION AT THE NORTH-EAST CORNER OF BARTON STREET EAST AND WENTWORTH STREET, IN LIEU OF A FIRE STATION ON SANFORD AVENUE

WHEREAS the Ontario Municipal Board by Order dated the 4th day of October, 1978 (File No. E 781293) approved,

- (a) the construction of a fire station on Sanford Avenue at an estimated cost of \$850,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures as set out below by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation

and declaring and directing that the assent of the electors of the applicant corporation shall not be required;

AND WHEREAS By-law No. 78-277, passed on the 31st day of October, 1978, authorized proceeding with the construction of a fire station on Sanford Avenue in accordance with the Ontario Municipal Board's Order of October 4, 1978;

AND WHEREAS the Ontario Municipal Board by Order dated the 21st day of October, 1980 approved,

- (a) an additional expenditure of \$280,000.00 and the borrowing of money therefor, and
- (b) the construction of a fire station at the north-east corner of Barton Street East and Wentworth Street in lieu of a fire station on Sanford Avenue;

AND WHEREAS the Ontario Municipal Board by Order dated the 2nd day of April, 1981 approved,

- (a) the use of the sum of \$9,997.76, being unexpended debenture proceeds realized from the sale of debentures issued for other purposes payable out of the general rate to pay part of the cost hereof;

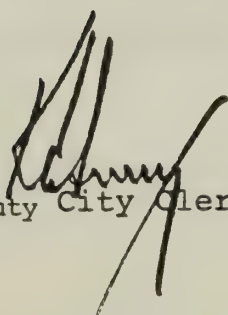
AND WHEREAS the Ontario Municipal Board by Order dated the 3rd day of September, 1981 approved,

- (a) an additional expenditure of \$80,000.00 covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost pending the sale of the debentures, and
- (b) the issuance of additional debentures in the amount of \$80,000.00 by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation.

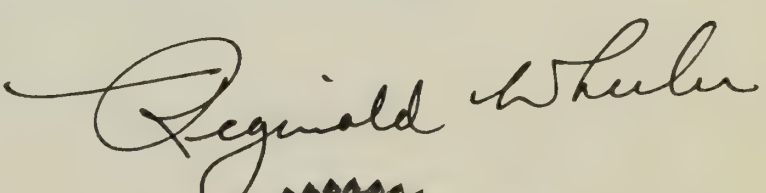
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 78-277, passed on the 31st day of October, 1978 is amended by striking out the numerals "\$530,000.00" in the third line and inserting in lieu thereof "\$610,000.00".

PASSED this 29th day of September A.D. 1981.


Deputy City Clerk

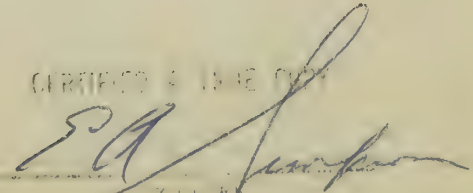
Acting Mayor



(1981) 11 R.P.C. 2, July 28
(1981) 16 R.F.C. 16, July 28
Legal File No. 120-1.337 (Sec. 5)



CERTIFIED TRUE COPY



The Corporation of the City of Hamilton

BY-LAW NO. 81-267

To Amend:

Market By-law No. 81-180

Respecting:

FEES

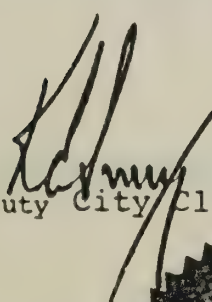
WHEREAS By-law No. 81-180, passed on the 23rd day of June, 1981, in accordance with section 4 of The City of Hamilton Act, 1964 and paragraph 1 of section 364 of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 65 of section 210, R.S.O. 1980, Chapter 302), established The Hamilton Market and the new location in the Lloyd D. Jackson Square and provided for the regulation of its operation and a schedule of fees;

AND WHEREAS it is desirable to revise the fees set out in Part 1 of Schedule "B".

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

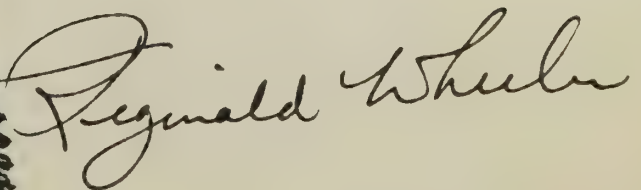
1. Schedule "B" to By-law No. 81-180 is deleted and Schedule "B" hereto annexed is substituted in lieu thereof.

PASSED this 29th day of September A.D. 1981.


Deputy City Clerk

Acting Mayor





SCHEDULE "B"
(Section 7)

PART 1: PRODUCERS' AND DEALERS' FEES

Stand Number	Location	Amount of Producers and Dealers' Fees	
		Per Month	Per Day
*1 to 8	(Refrigeration Units)	\$188.00	--
*12 to 18	(Refrigeration Units)	\$188.00	--
*22	(Refrigeration Units)	\$188.00	--
*9,10,11	(Refrigeration Units)	\$157.00	--
*19,20,21	(Refrigeration Units)	\$157.00	--
23 to 46	Ramp	\$110.00	\$16.50
47 to 62	North wall - main floor	\$110.00	\$16.50
63 to 70	West wall - main floor	\$110.00	\$16.50
71 to 95	South wall - main floor and in ramp	\$110.00	\$16.50
*96 to 100	Loading docks - used as daily stands from 7:30 a.m. to 4:00 p.m.	--	\$16.50
101 to 111	East wall - main floor	\$110.00	\$16.50
112 to 143	Stands in middle from east to west (north side)	\$110.00	\$16.50
144 to 175	Stands in middle from west to east (south side)	\$110.00	\$16.50

* Fee payable only per month

** Fee payable only per day

PART 2: DEALERS' FEES PAYABLE IN ADDITION TO FEES PAYABLE UNDER PART 1

<u>Stands Nos.</u>	<u>Dealers' Fees Per Annum</u>
1 to 175	\$70.00

The Corporation of the City of Hamilton

BY-LAW NO. 81-268

To Authorize:

DEMOLITION AND CLEARING OF A GARAGE,
DEBRIS OR REFUSE AT

MUNICIPAL NO. 94-96 LONGWOOD ROAD SOUTH

WHEREAS a Notice dated the 9th day of January, 1981, was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 27th day of April, 1981, was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the two car brick and frame garage situate on the north-west corner of the land more particularly described in Schedule "A" has not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said building is not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and is in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the building and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the building, together with interest, is a lien against the property in respect of which the amount was expended and the certificate

of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of a garage, debris or refuse on the land more particularly described in Schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 29th day of September A.D. 1981.

Deputy

[Signature]
City Clerk

Acting Mayor

[Signature]
Reginald Wheeler

(1981) 22 R.P.D.C. 24, September 29



CLERK

SCHEDULE "A"

To By-law No. 81-268

Municipal Address: 94-96 Longwood Road South

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of parts of Lots 120, 121 and 122 on the south side of Marion Ave. according to plan of Collegiate Park Survey registered as No. 692, being a part of Lot 21 in the Third Concession of the Township of Barton and which is more particularly described as follows:

COMMENCING at a point on the easterly limit of said Lot 120 at a distance of thirty three feet (33') measured southerly from the north easterly angle thereof; thence northerly seventy-two degrees fifty-six minutes west ($72^{\circ}56'W$) parallel to the southerly limit of Marion Avenue one hundred feet (100') more or less to the westerly limit of said Lot 122; thence southerly seventeen degrees thirty minutes west ($17^{\circ}30'W$) following said limit of Lot 122, thirty-four feet (34'); thence southerly seventy-two degrees fifty-six minutes east ($72^{\circ}56'E$) parallel to the southerly limit of Marion Avenue one hundred feet (100') more or less to the westerly limit of Longwood Road; thence northerly seventeen degrees thirty minutes East ($17^{\circ}30'E$) following said limit of Longwood Road thirty-four feet (34') to the place of beginning.

TOGETHER with a right-of-way four feet in width and extending westerly from the westerly limit of Longwood Road a distance of eighty feet more or less to a garage, said right-of-way lying immediately south of the above described parcel; AND RESERVING a right-of-way five feet in width and extending westerly from the westerly limit of Longwood Road a distance of eighty feet more or less to the said garage, said five foot right-of-way being the most southerly portion of the above described lands; Said rights-of-way to be for the use of the owners and occupants from time to time of the lands above described and of the lands immediately adjoining to the south.

The Corporation of the City of Hamilton

BY-LAW NO. 81-269

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 863 UPPER WENTWORTH STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) District provisions, as amended by paragraph 1 of section 2 of By-law No. 80-107, passed on the 8th day of April, 1980 and approved by the Ontario Municipal Board by Order dated the 17th day of September, 1980, (File No. R 801350), applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding paragraph 1 of section 2 of By-law No. 80-107, a restaurant shall not be prohibited.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 1.

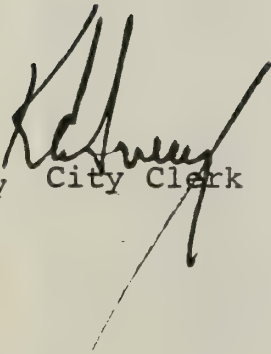
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-701a".

4. Sheet No. E-27 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-701a".

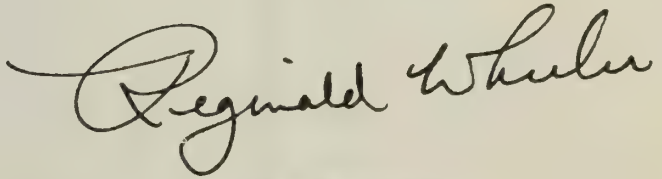
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of September A.D. 1981.


Deputy City Clerk

Acting Mayor

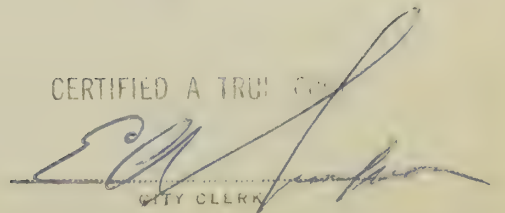


(1981) 20 R.P.D.C. 3,4, August 25
426337 Ontario Limited, Owner
Z.A. 81-41
C.I. 81-V

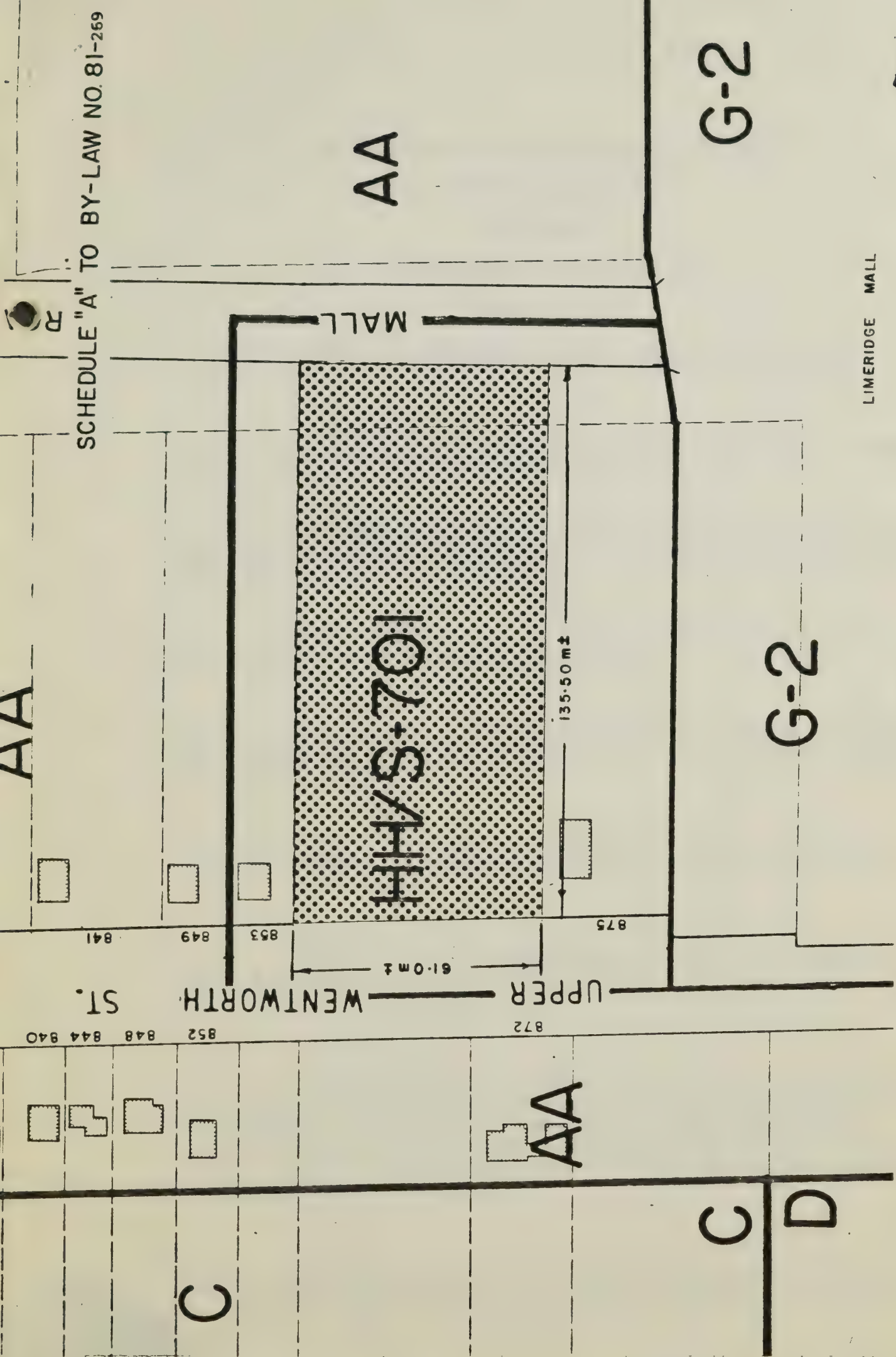


- J5 -

CERTIFIED A TRUE COPY


CITY CLERK





Lands on Part of Sheet No. E-27 of The Zoning District Maps to be regulated by By-law No. 81-269.

Bill No. D-127

This is Schedule "A" to By-law No. 81-269 passed the 29th day of September, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-270

To Amend:

Zoning By-law No. 81-188

Respecting:

LAND LOCATED AT MUNICIPAL NO. 292 EAST 24th STREET

WHEREAS it is intended to amend By-law No. 81-188, passed on the 23rd day of June, 1981;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 81-188 is amended by deleting Schedule "A" annexed thereto and substituting in lieu thereof Schedule "A" annexed hereto.
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-752".
3. Sheet No. E-26 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 81-188, "S-752".
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.



PASSED this 29th day of September A.D. 1981.

Deputy City Clerk

Acting Mayor

(1981) 15 R.P.D.C. 1, May 26
Jacqueline Lamkey, Owner
Z.A. 81-18

Reginald Wheeler

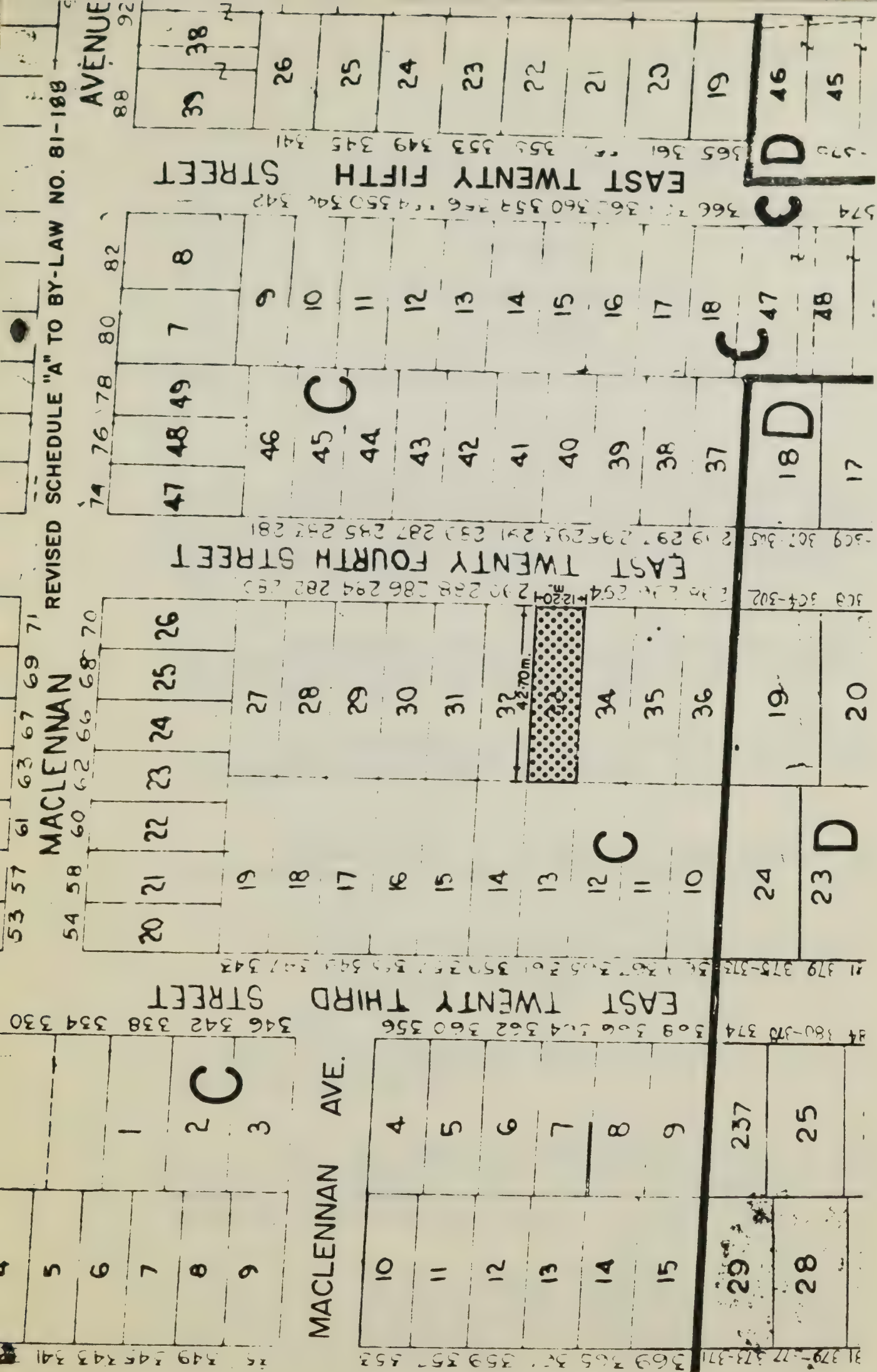
CERTIFIED A TRUE COPY

Bill No. D-128

This is Schedule "A" to By-law No. 81-270 passed the 29th day of September, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor



LEGEND



Lands on Part of Sheet No. E-26 of The Zoning District Maps to be regulated by By-law No. 81-270.





The Corporation of the City of Hamilton

BY-LAW NO. 81- 271

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 81 to 89 CANNON STREET WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-4 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. The uses referred to in subsection 1 of section 14 of By-law No. 6593 shall only be permitted within the buildings existing at the time of the passing of this by-law.
- 2. Notwithstanding section 18(6)(ii) of By-law No. 6593, a loading space having a width of 3.7 metres and a length of 9.0 metres shall be provided and maintained on the land.



3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

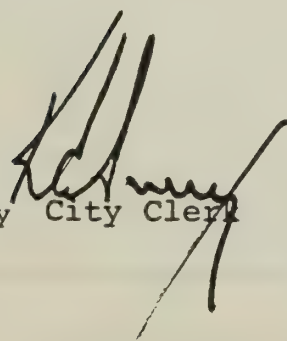
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-762".

5. Sheet No. W-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-762".

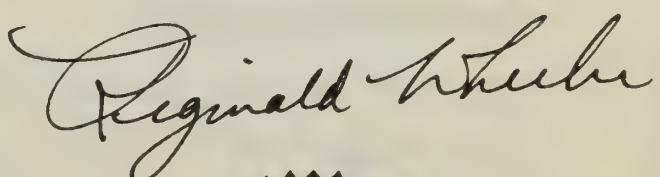
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of September A.D. 1981.

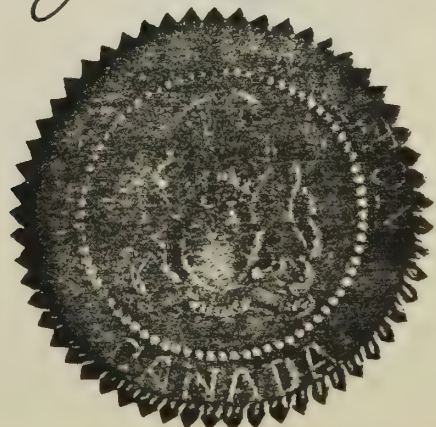

Deputy City Clerk

Acting Mayor

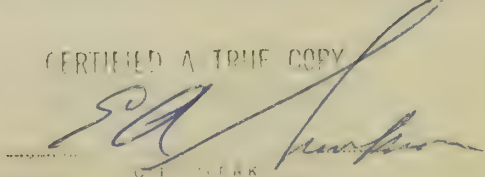


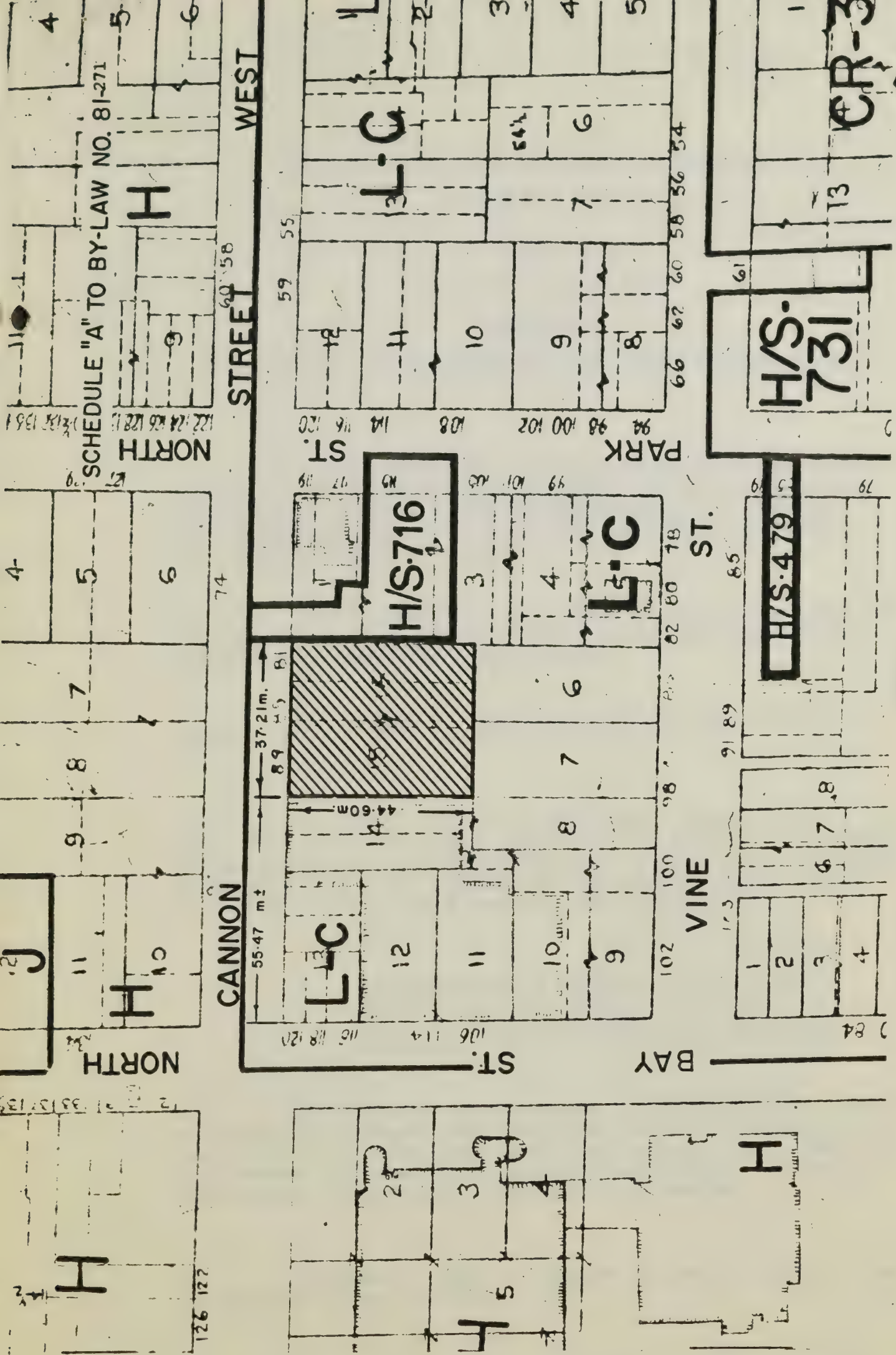
(1981) 20 R.P.D.C. 2, August 25
Jerry Wannop, Prospective Owner
Z.A. 81-40

- J10 -



CERTIFIED A TRUE COPY


CITY CLERK



Bill No. D-129

This is Schedule "A" to By-law No. 81-271 passed the 29th day of September, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-272

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 201 JAMES STREET SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 11A(1)(i) of By-law No. 6593, a restaurant use shall be permitted within the existing building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirement referred to in section 1.

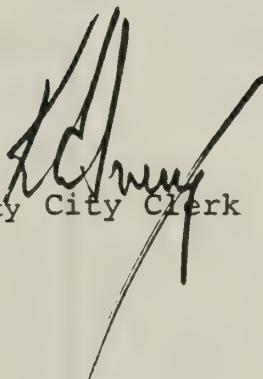
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-761".

4. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-761".

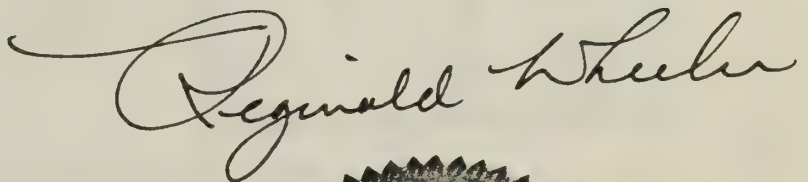
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

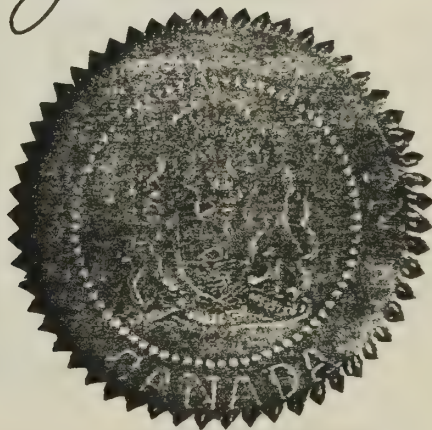
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of September A.D. 1981.


Deputy City Clerk

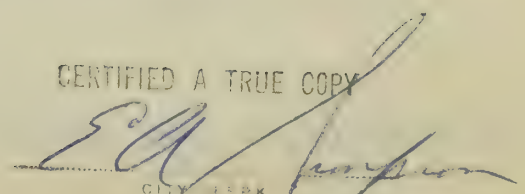
Acting Mayor





(1981) 20 R.P.D.C. 1, August 25
Mario Cupido, Owner
Z.A. 81-38

- J13 -

CERTIFIED A TRUE COPY

CITY CLERK

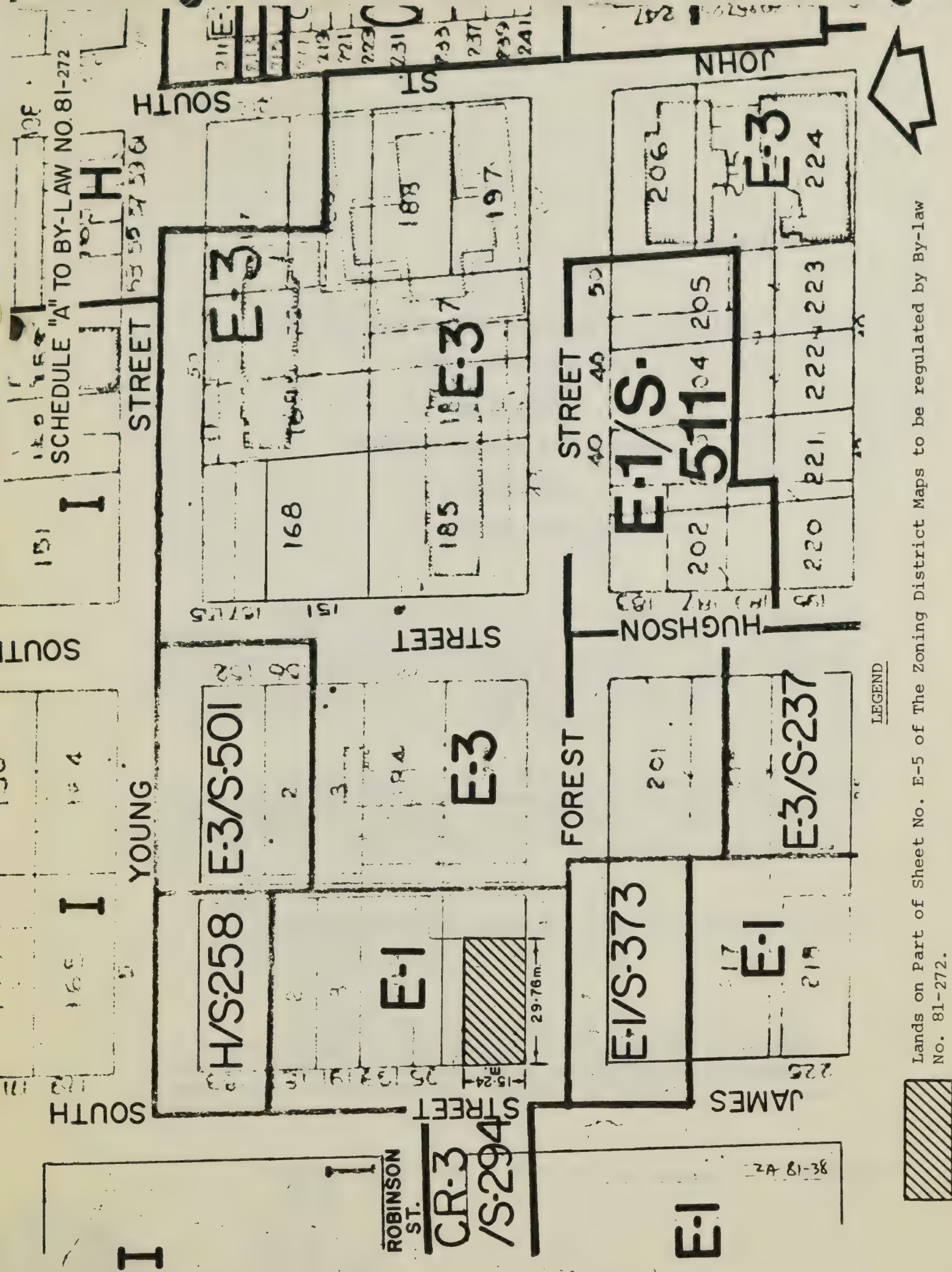
This is Schedule "A" to By-law No. 81-272 passed the 29th day of September, 1981.

City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor

Bill No. D-130



Lands on Part of Sheet No. E-5 of The Zoning District Maps to be regulated by By-law No. 81-272.

The Corporation of the City of Hamilton

BY-LAW NO. 81- 273

To Amend:

Traffic By-law No. 66-100

Respecting:

BOULEVARD PARKING

WHEREAS By-law No. 66-100, passed on the 29th day of March, 1966, provides for the regulation of traffic on highways in accordance with paragraph 105 of subsection 1 of section 379 of The Municipal Act, R.S.O. 1960, Chapter 249, (now paragraph 117 of subsection 1 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS it is desirable to provide for the parking of motor vehicles on boulevards of public highways within a driveway where parking the motor vehicle does not interfere with access to the driveway of an adjacent property.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (i) of clause (o) of section 35 of By-law No. 66-100 is amended by adding at the beginning thereof, "where the vehicle does not prevent or obstruct or otherwise interfere with access to the driveway of an adjacent property,".

PASSED this 29th day of September A.D. 1981.

Deputy

City Clerk

Acting Mayor

Reginald Wheeler

(1981) 14 R.T.E.C. 37, July 28

CERTIFIED A TRUE COPY

CITY CLERK

By-law No. 81 - 276

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Inverness
Thorner

North
North

Upper Wellington to East 11th
77 feet west of Bishopsgate to the
westerly end of the street".

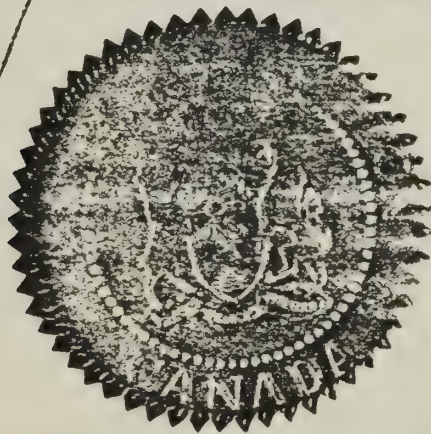
PASSED this 29th day of September, A.D. 1981.

Deputy

City Clerk

Acting Mayor

Reginald Wheeler



- J21 -

CERTIFIED TRUE COPY

[Signature]
CITY CLERK

By-law No. 81 - 277

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 10 (Stops at Intersections) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding thereto the following item, namely:-

"Sherbrooke Eastbound and Westbound Rothsay".

2. Schedule 15 (Designated Traffic Lanes) is hereby amended by adding thereto the following items, namely:-

"Barton 100 feet east of 2nd lane from Anytime Westerly to
 Locke and Locke north curb Southerly

Barton 100 feet east of North Anytime Westerly to
 Locke and Locke Southerly and
 Westerly to
 Northerly".

3. Schedule 17 (No Right Turn at Certain Intersections) is hereby amended by deleting therefrom the following item, namely:-

"Barton Westerly Locke 4:00 P.M. - 6:00 P.M.
 Monday to Friday".

4. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Ashley West 180 feet south of Cannon to
 a point 41 feet southerly".

PASSED this 29th day of September , A.D. 1981.

Deputy City Clerk

Acting Mayor

- J22 -



CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-279

To Amend:

By-law No. 71-69

Respecting:

PENALTY FOR NON-PAYMENT OF TAXES AND INTEREST ON TAX ARREARS

WHEREAS By-law No. 71-69, passed on the 9th day of March, 1971, in accordance with Part XXV of The Municipal Act, R.S.O. 1960, Chapter 23, as enacted by section 31 of The Municipal Amendment Act 1968-69, S.O. 1968-69, Chapter 74, provided (amongst other things) in section 548(3) for a penalty for non-payment of taxes and also provided in section 574(1) for interest on tax arrears, (now sections 386(3) and 412(1) of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS The Municipal Interest and Discount Act, 1981 provides for an alternative method for fixing penalty charges, interest rates and discount rates on payments to municipalities;

AND WHEREAS it is desirable to establish a penalty charge for non-payment of taxes, an interest rate payable on overdue payment in lieu of the penalty charge and interest rate provided in By-law No. 71-69.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 71-69 is amended by adding the following to the preamble:

AND WHEREAS Part XXV of The Municipal Act, R.S.O. 1960, Chapter 23, as enacted by section 31 of The Municipal Amendment Act 1968-69, S.O. 1968-69, Chapter 74, provided in section 548(3) for a penalty for non-payment of taxes and also provided in section 574(1) for interest on tax arrears, (now sections 386(3) and 412(1) of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS The Municipal Interest and Discount Act, 1981 provides for an alternative method for fixing penalty charges and interest rates on arrears;

AND WHEREAS it is intended to apply sections 3(1) and 5(2) of The Municipal Interest and Discount Act, 1981 in lieu of sections 574(1) and 548(3) of The Municipal Act, R.S.O. 1960, now sections 386(3) and 412(1), R.S.O. 1980, Chapter 302.

2. (1) Clause (g) of section 1 of By-law No. 71-69 is repealed and the following substituted therefor:

(g) "Municipal Act" means The Municipal Act, R.S.O. 1980, Chapter 302;

(2) Clause (j) of section 1 of the said by-law is re-lettered "(k)".

(3) Section 1 of the said by-law is amended by adding thereto the following clause:

(j) "specified charge" means one decimal seven two nine per cent (1.729%);

3. (1) Subsection 1 of section 6 is amended by striking out "subsection 1 of section 542" in the second and third lines, and inserting in lieu thereof "subsection 1 of section 379".

(2) Subsection 2 of section 6 is amended by striking out "subsection 1 of section 545" in the second line, and inserting in lieu thereof "subsection 1 of section 383".

4. (1) Subsection 1 of section 18 of the said by-law is amended by striking out "section 547 and subsection 1 of section 570" in the second and third lines, and inserting in lieu thereof "section 385 and subsection 1 of section 408".

(2) Subsection 3 of section 18 of the said by-law is amended by striking out "subsection 1 of section 570" in the third line and inserting in lieu thereof "subsection 1 of section 408".

5. Section 12 of the said by-law is amended by striking out "one per cent" in the third line, and inserting in lieu thereof "specified charge" and by adding thereto the following subsections:

(2) In addition to the penalty under subsection 1, one-eighth of 1 per cent per month (.125%) shall be paid from the date payment is due until it is made or until the 31st day of December of the year in which the taxes were levied, whichever is earlier.

(3) The aggregate of the specified charge and the per cent per month referred to in subsection 2 shall be equal to one decimal eight five four per cent (1.854%).

6. Section 13 of the said by-law is amended by striking out "one per cent" in the third line and inserting in lieu thereof "specified charge" and by adding thereto the following subsections:

(2) In addition to the interest under subsection 1, one-eighth of 1 per cent per month (.125%) shall be paid on overdue payments.

(3) The aggregate of the specified charge and the per cent per month referred to in subsection 2 shall be equal to one decimal eight five four per cent (1.854%).

7. Section 15 of the said by-law is amended by striking out "one per cent" in the second line and inserting in lieu thereof "specified charge" and by adding thereto the following subsections:

(2) In addition to the penalty under subsection 1, one-eighth of 1 per cent per month (.125%) shall be paid from the date payment is due until it is made or until the 31st day of December of the year in which the taxes were levied, whichever is earlier.

(3) The aggregate of the specified charge and the per cent per month referred to in subsection 2 shall be equal to one decimal eight five four per cent (1.854%).

8. Section 16 of the said by-law is amended by striking out "one per cent" in the second line and inserting in lieu thereof "specified charge" and by adding thereto the following subsections:

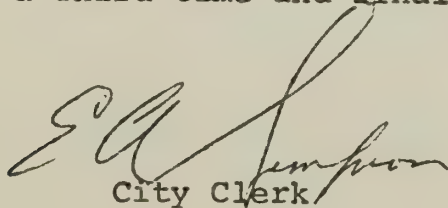
(2) In addition to the interest under subsection 1, one-eighth of 1 per cent per month (.125%) shall be paid on overdue payments.

(3) The aggregate of the specified charge and the per cent per month referred to in subsection 2 shall be equal to one decimal eight five four per cent (1.854%).

9. This by-law comes into force on the 1st day of November, 1981.

Read a First and Second time on the 29th day of September A.D. 1981

Read a Third time and finally passed this 13th day of October A.D. 1


City Clerk


Mayor

(1981) 18 R.F.C. 16, September 29



The Corporation of the City of Hamilton

BY-LAW NO. 81- 280

To Repeal:

By-law No. 81-170

Respecting:

MUNICIPAL NO. 42 EVANS STREET

WHEREAS By-law No. 81-170, passed on the 26th day of May, 1981, enacted under section 36 of The Planning Act, R.S.O. 1970, Chapter 349 respecting property standards, authorized the Building Commissioner to provide for the demolition and clearing of all buildings, structures, debris and refuse from the land at municipal number 42 Evans Street and to leave the land in a graded and levelled condition;

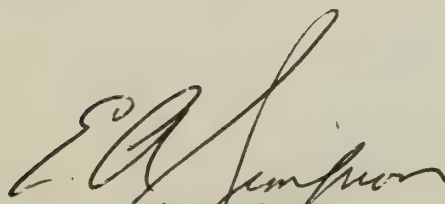
AND WHEREAS the Building Commissioner has informed that the registered owner has complied with an Order made under subsection 7 of section 36 of the said Act to repair or demolish the building situate at No. 42 Evans Street;

AND WHEREAS the building has now been demolished.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 81-170 is repealed

PASSED this 13th day of October A.D. 1981.

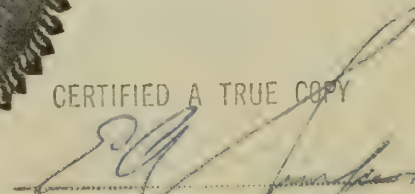

City Clerk


Mayor



Direction, September 29, 1981
Building Commissioner
Legal File No. 40-70.4

CERTIFIED A TRUE COPY


CITY CLERK

By-law No. 81 - 281

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 29 (No Stopping Areas) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Park West Bold to 94 feet north".

PASSED this 13th day of October, A.D. 1981.

City Clerk

William Powell
Mayor



CERTIFIED A TRUE COPY

CERTIFIED A TRUE COPY

[Signature]

CITY CLERK

By-law No. 81 - 282

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to Section 7 (Three Hour Limit) the following item, namely:-

"Park	West	94 feet north of Bold to a point 60 feet northerly therefrom".
-------	------	--

2. Schedule 26 (No Parking Areas) is hereby amended:-

(a) by deleting from Section A (No Parking Anytime) the following item, namely:-

"Park	West	Robinson to 104 feet north".
-------	------	------------------------------

and by adding thereto the following items, namely:-

Burland (N. Leg)	South	476 feet west of Parkdale to a point 72 feet westerly therefrom
------------------	-------	---

Mead	North	280 feet east of Parkdale to a point 84 feet easterly therefrom
------	-------	---

Park	West	Robinson to 84 feet north".
------	------	-----------------------------

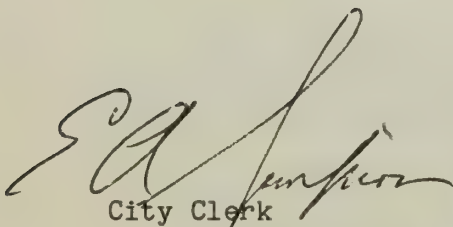
(b) by deleting from Section C (No Parking 7:00 A.M. - 6:00 P.M.) the following item, namely:-

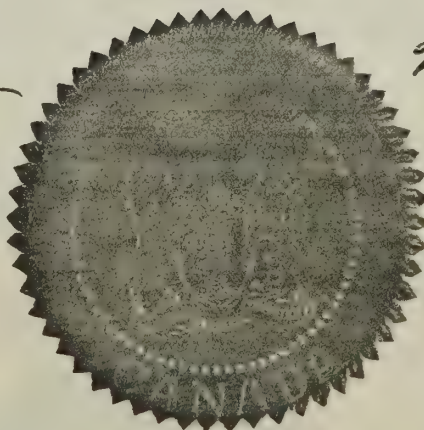
"Park	West	Bold to Hunter
-------	------	----------------

and by adding thereto the following item, namely:-

"Park	West	Hunter to a point 192 feet southerly therefrom".
-------	------	--

PASSED this 13th day of October, A.D. 1981.

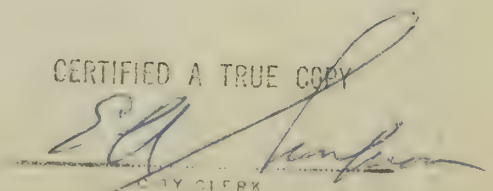

City Clerk




Mayor

J-3

CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 284

To Exempt:

The Hamilton Convention Centre

From:

THE RETAIL BUSINESS HOLIDAYS ACT

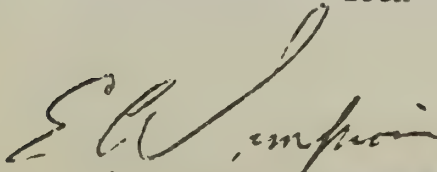
WHEREAS subsection 1 of section 4 of The Retail Business Holidays Act, R.S.O. 1980, Chapter 453 provides that exceptions may be made to the prohibition against admitting members of the public to retail establishments and the sale or offer for sale of goods or services therein on holidays, where it is essential for the maintenance or development of the tourist industry;

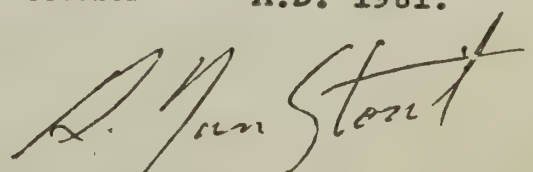
AND WHEREAS the Hamilton Convention Centre is essential for the maintenance and development of a tourist industry in the City of Hamilton.

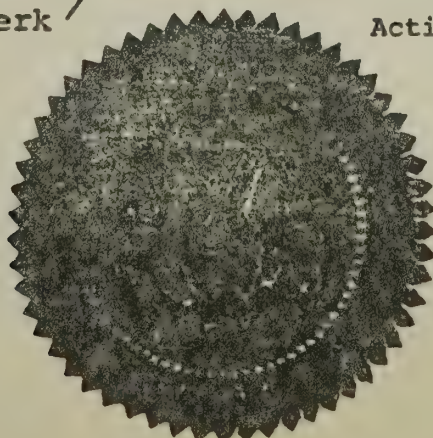
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "city" means the City of Hamilton;
 - (b) "Hamilton Convention Centre" means the Convention Centre referred to in The City of Hamilton Act, S.O. 1980, Chapter 99;
 - (c) "holidays" means New Year's Day, Good Friday, Victoria Day, Dominion Day, Labour Day, Thanksgiving Day, Christmas Day, Boxing Day, Sunday, and any other public holiday declared by proclamation of the Lieutenant Governor to be a holiday for the purposes of The Retail Business Holidays Act
2. Section 2 of The Retail Business Holidays Act shall not apply to the Hamilton Convention Centre in respect of the sale by retail of goods or services on holidays.

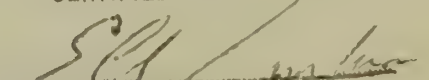
PASSED this 20th day of October A.D. 1981.


City Clerk


Acting Mayor



CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-285

To Amend:

Market By-law No. 81-180

Respecting:

COOKING AND HEATING FOOD IN THE HAMILTON MARKET

WHEREAS By-law No. 81-180, passed on the 23rd day of June, 1981, in accordance with section 4 of The City of Hamilton Act, 1964, and paragraph 1 of section 364 of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 65 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302), provided for regulation of the Hamilton Market;

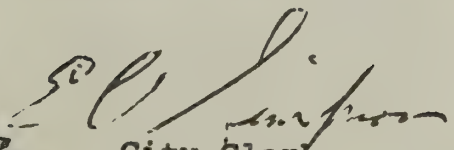
AND WHEREAS it is desirable to prohibit cooking or heating of food or any other goods or produce in the market except at the Coffee Shop;

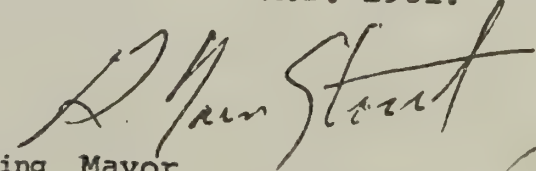
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 14 of By-law No. 81-180 is amended by adding thereto the following paragraph:

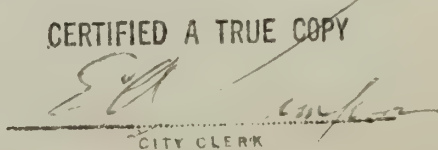
20. Except a stallholder occupying the Coffee Shop, not cook or heat or apply heat to any food or any other goods or produce in the market.

PASSED this 20th day of October A.D. 1981.


City Clerk


Acting Mayor

CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 286

To Amend:

Zoning By-law No. 6593

Respecting:

SECOND-HAND GOODS SHOPS IN "G-1" (DESIGNED SHOPPING CENTRE) DISTRICTS

WHEREAS it is intended to amend the text of General Zoning By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 1 of section 13A of By-law No. 6593 is amended by adding thereto the following clause:

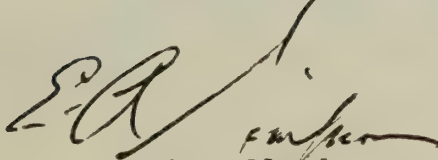
(iiic) A second-hand goods shop, provided that:

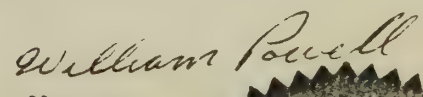
1. all display, sale and storage of goods is only within the principal building; and
2. no second-hand pipe or other plumbing or building materials or fixtures are kept for sale, offered for sale or sold upon the premises, nor any second-hand motor vehicle or bicycle parts, tires or accessories, nor any scrap metal or salvaged materials.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.

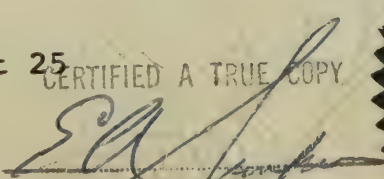

City Clerk


Mayor

(1981) 20 R.P.D.C. 5, August 25
City Initiative 81-T

J-2

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 81- 287

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 563 CORBETT STREET

WHEREAS a Notice dated the 3rd day of October, 1980 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 15th day of January, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS an appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS a hearing was held on the 28th day of April, 1981 by the Property Standards Committee in accordance with subsection 11 of section 36 of the said Act;

AND WHEREAS the Property Standards Committee confirmed the Order in accordance with subsection 18 of section 36 of the said Act;

AND WHEREAS no appeal has been lodged with a Judge of the Judicial District pursuant to subsection 19 of section 36 of the said Act;

AND WHEREAS the Order is now deemed to be final and binding pursuant to subsection 20 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

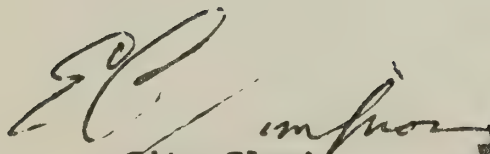
AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

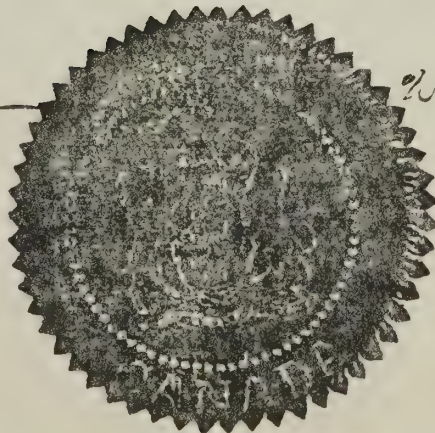
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

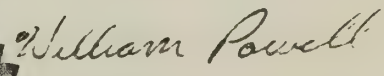
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 27th day of October A.D. 1981.

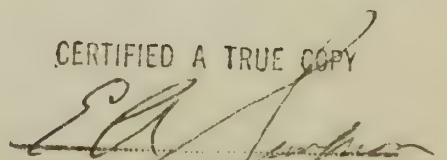

City Clerk




Mayor

(1981) 23 R.P.D.C. 13, October 13

CERTIFIED A TRUE COPY


CITY CLERK

SCHEDULE "A"

To By-law No. 81-287

Municipal Address: 563 Corbett Street

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, (formerly in the County of Wentworth), and in the Province of Ontario, and being composed of Lot 98 according to Woodward Heights Survey, Registered Plan Number 616.



The Corporation of the City of Hamilton

BY-LAW NO. 81- 288

To Adopt:

Official Plan Amendment No. 367

Respecting:

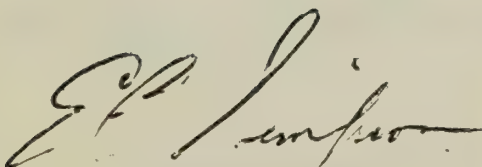
LANDS LOCATED AT MUNICIPAL NOS. 1719, 1721, 1724 and 1728 KING STREET EAST AND LANDS LOCATED IN THE AREA NORTH OF LAWRENCE ROAD AND WEST OF KENILWORTH AVENUE TO JUST NORTH OF KING STREET EAST

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 367 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

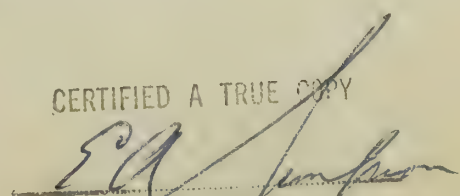
PASSED this 27th day of October A.D. 1981.


City Clerk




Mayor

(1981) 22 R.P.D.C. 2(a), September 29
C.I. 81-R


CITY CLERK



AMENDMENT No. 367 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 367.

PURPOSE: To change the land use designation in a prescribed area.

LOCATION: Lands situated at Nos. 1719, 1721, 1723 and 1728 King Street East, and lands located in the area north of Lawrence Road and West of Kenilworth Avenue to just north of King Street East.

BASIS: It is proposed that lands occupied by existing single family dwellings, or used for open space and right-of-way purposes be recognized for their present use, and that the present designation on these lands be changed accordingly.

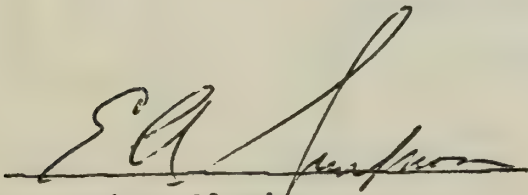
ACTUAL CHANGE: The designation of lands outlined in red on Schedule "A" attached hereto, is changed from "Commercial" to "Residential".

IMPLEMENTATION: A Restricted Area By-law will give effect to the intent of this amendment for the subject lands.

Bill No. D-135

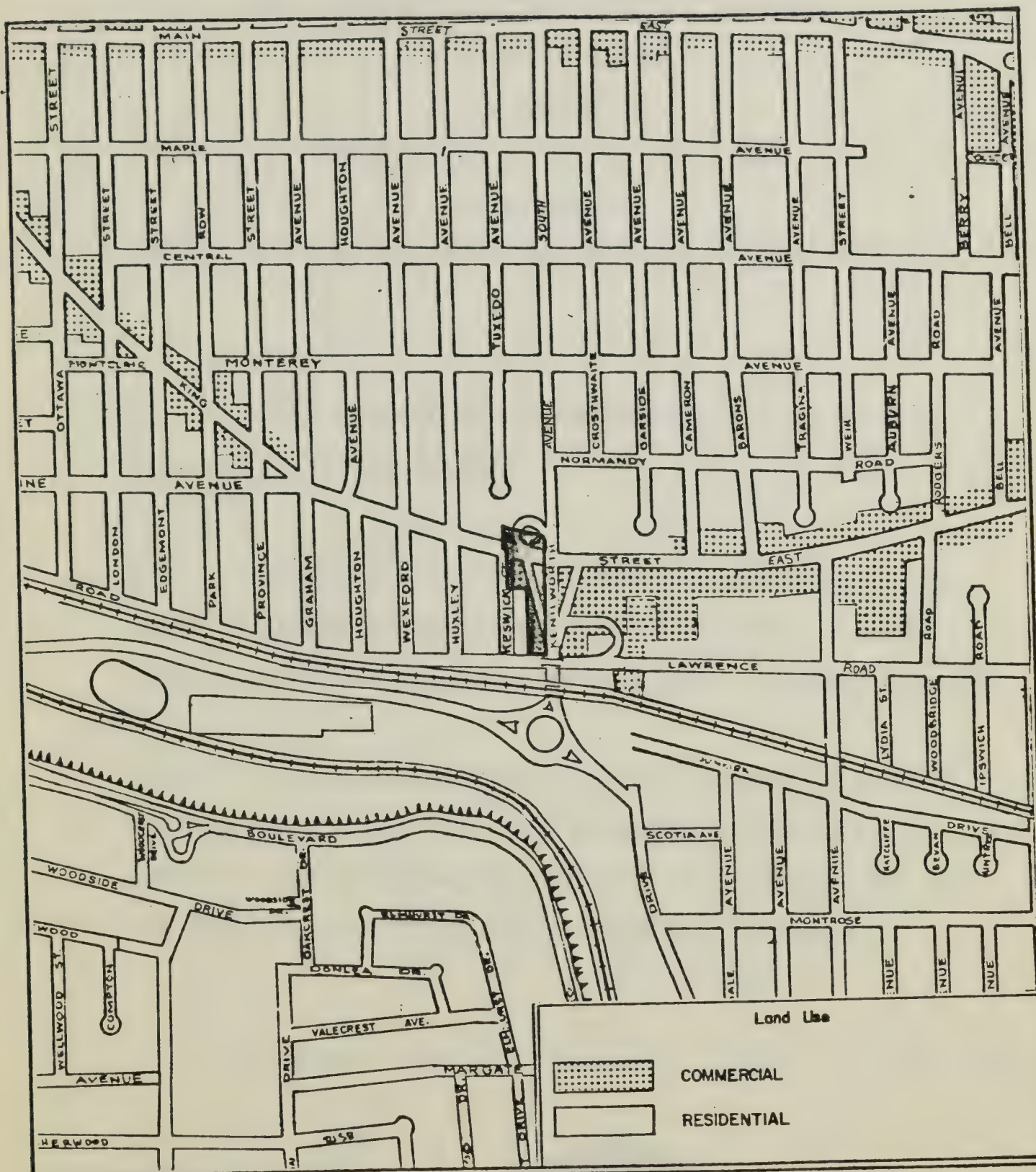
This is Schedule 1 to By-law No. 81-288 passed the 27th day of October, 1981.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



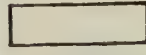


SCHEDULE "A"

TO AMENDMENT No. 367 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Land Use

-  COMMERCIAL
-  RESIDENTIAL

Legend



Change from Commercial to Residential

North

Scale
1 : 10,000

Reference File No.
5-3-2-367

Date
October 1981

Drawing No.
81-H-116

The Corporation of the City of Hamilton

BY-LAW NO. 81- 289

To Adopt:

Official Plan Amendment No. 368

Respecting:

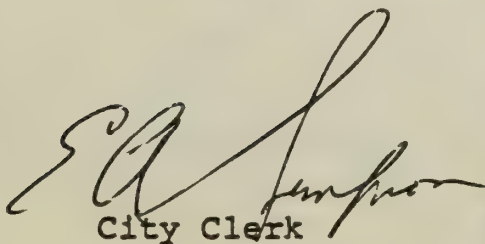
LANDS LOCATED AT MUNICIPAL NOS. 221 and 223 MARY STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

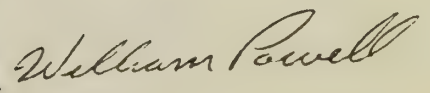
1. Amendment No. 368 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 27th day of October A.D. 1981.

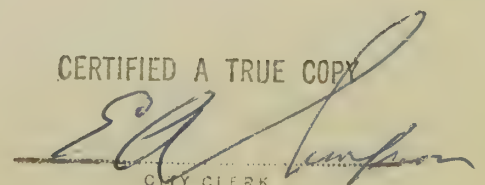

City Clerk




Mayor

(1981) 22 R.P.D.C. 3(a), September 29
S. and J. Lukacs, Owners
Z.A. 81-22

CERTIFIED A TRUE COPY


CITY CLERK



AMENDMENT No. 368 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 368.

PURPOSE: To establish a policy to permit restricted industrial/commercial uses on lands designated for Residential purposes.

LOCATION: Lands situated at Nos. 221 and 223 Mary Street.

BASIS: It is proposed to modify the Restricted Area By-law to allow certain restricted/commercial uses on the subject lands. To permit this change it is proposed that the present Official Plan provisions be modified accordingly.

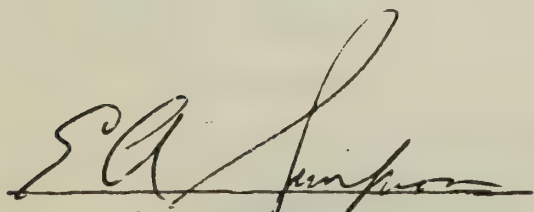
ACTUAL CHANGE: Notwithstanding the definition of land uses permitted within areas designated for "Residential" purposes in the Official Plan, restricted industrial/commercial uses may be permitted on lands located at Nos. 221 and 223 Mary Street, and shown in red on Schedule "A" attached hereto.

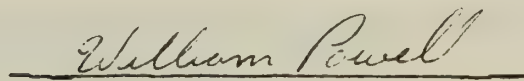
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended restricted industrial/commercial uses of the subject lands.

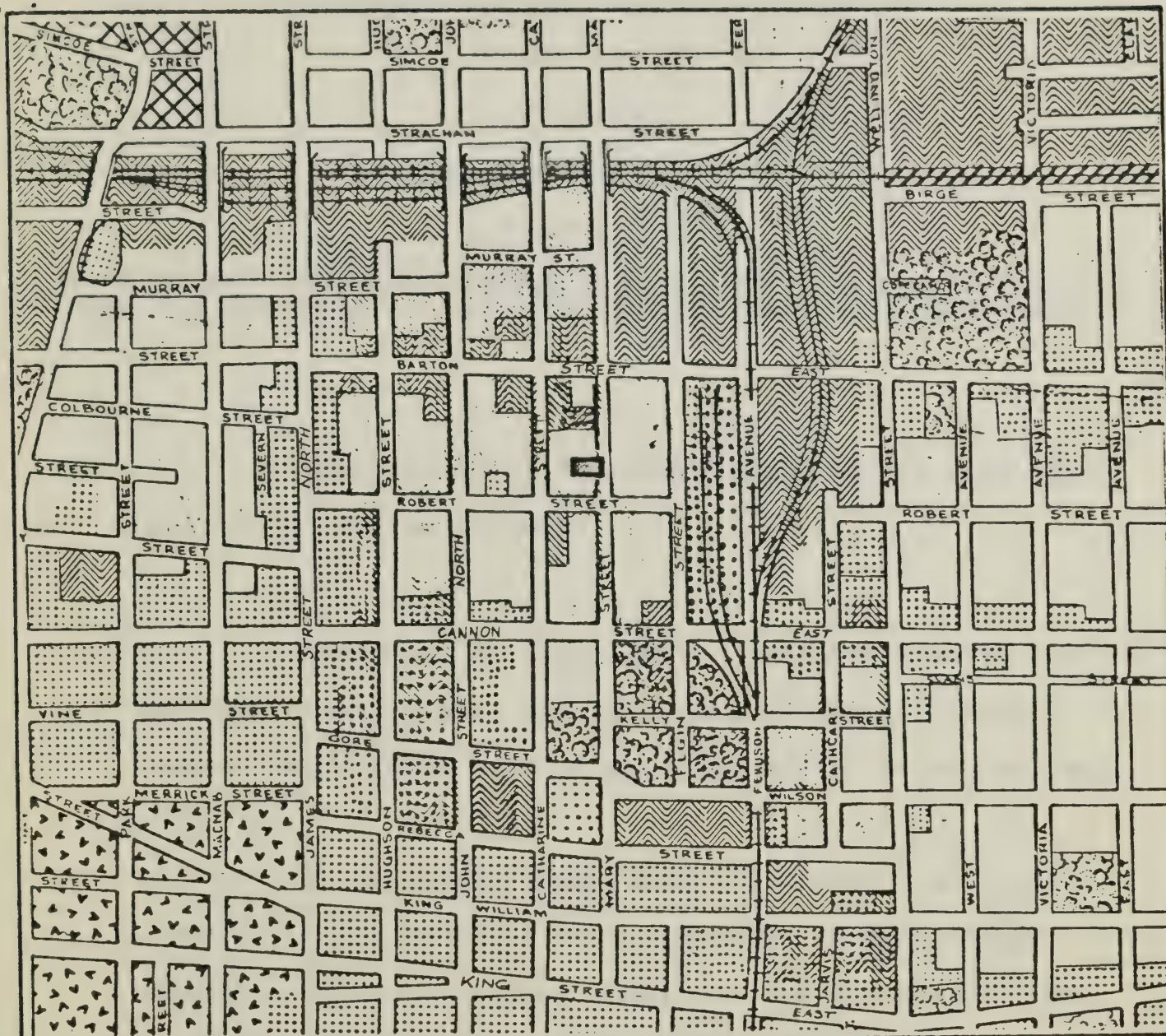
Bill No. D-136

This is Schedule 1 to By-law No. 81-289 passed the 27th day of October, 1981.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



Land Use

	DOWNTOWN		REDEVELOPMENT AREA RESIDENTIAL MULTIPLE DWELLINGS
	COMMERCIAL		RECREATION, CIVIC AND CULTURAL
	INDUSTRIAL		TRANSPORTATION
	RESIDENTIAL		

SCHEDULE "A"

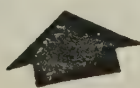
TO AMENDMENT No. 368 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Subject to Amendment
No. 368

North



Scale
1 : 10,000

Date
October 1981

Reference File No.
5-3-2-368

Drawing No.
81-H-114

The Corporation of the City of Hamilton

BY-LAW NO. 81- 290

To Adopt:

Official Plan Amendment No. 369

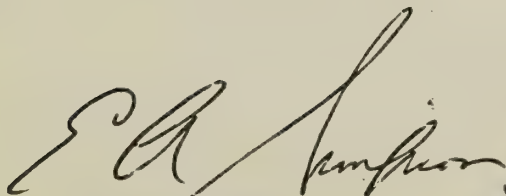
Respecting:

LANDS LOCATED IN THE AREA SOUTH OF LIMERIDGE ROAD EAST AND ON THE
EAST AND WEST SIDES OF THE EXTENSION OF UPPER KENILWORTH AVENUE

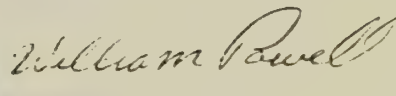
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 369 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 27th day of October A.D. 1981.

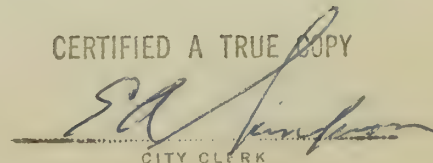

City Clerk




Mayor

(1981) 22 R.P.D.C. 4(a), September 29
280641 Ontario Incorporated, Owner
Z.A. 81-36

CERTIFIED A TRUE COPY


CITY CLERK

AMENDMENT No. 369 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 369.

PURPOSE: To change the land use designation in a prescribed area.

LOCATION: Lands situated south of Limeridge Road East, and on the east and west sides of the extension of Upper Kenilworth Avenue. It is proposed that the subject lands be used for residential purposes and that the present designation of these lands be changed accordingly.

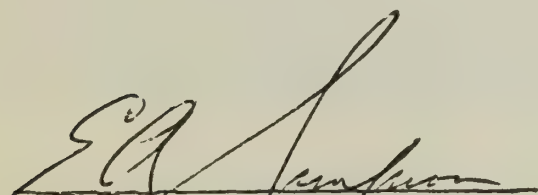
ACTUAL CHANGE: The designation of lands outlined in red on Schedule "A" attached hereto, is changed from "Transportation" to "Residential".

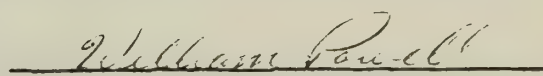
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended use of the subject lands.

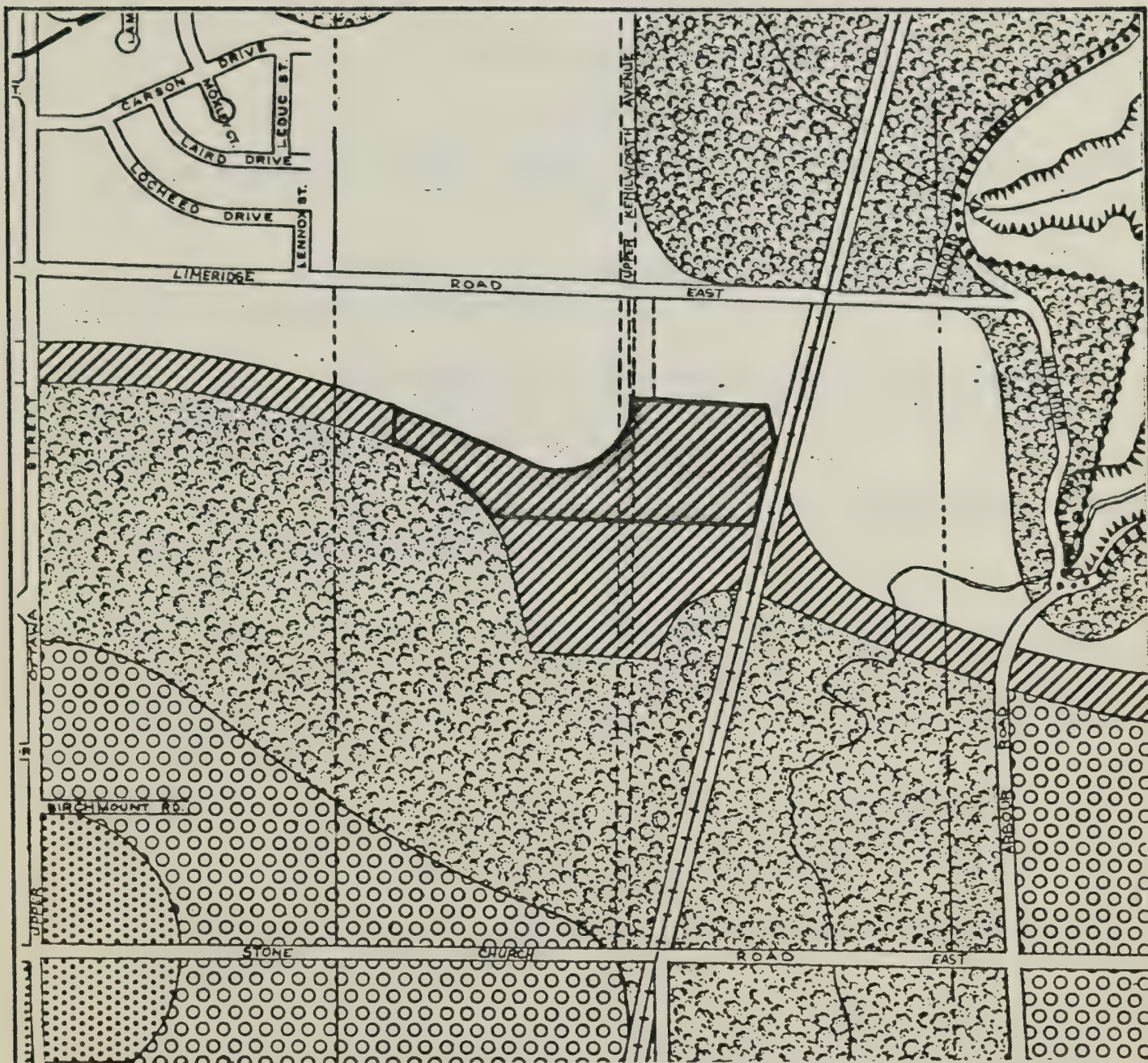
Bill No. D-137

This is Schedule 1 to By-law No. 81-290 passed the 27th day of October, 1981.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk

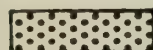

Mayor



Land Use



RESIDENTIAL



BUSINESS



RESTRICTED MANUFACTURING



RECREATION, CIVIC AND CULTURAL



TRANSPORTATION

SCHEDULE "A"

TO AMENDMENT No. 369 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change from Transportation to
Residential

North



Scale

1 : 10,000

Date

October 1981

Reference File No.

5-3-2-369

Drawing No.

81-H-117

The Corporation of the City of Hamilton

BY-LAW NO. 81- 291

To Amend:

Zoning By-law No. 6593

Respecting:

LAND BOUNDED BY SECORD DRIVE, RAINBOW DRIVE AND GLEN ECHO DRIVE

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-95 and E-96 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821), are amended,

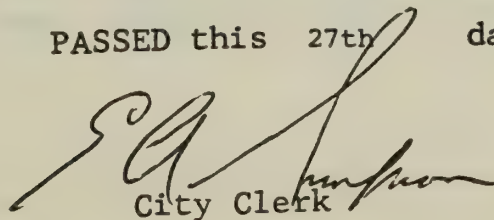
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

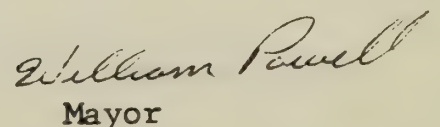
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.

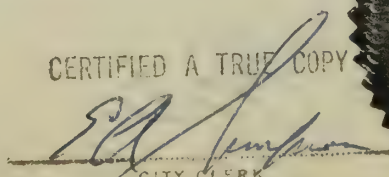

City Clerk

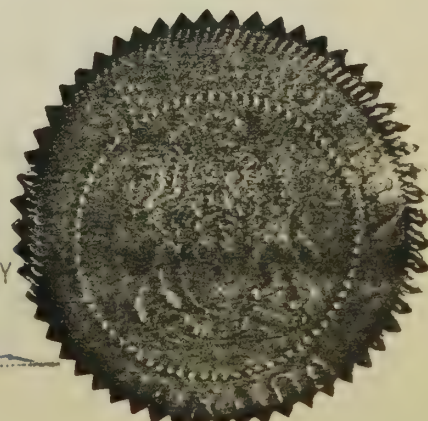

Mayor

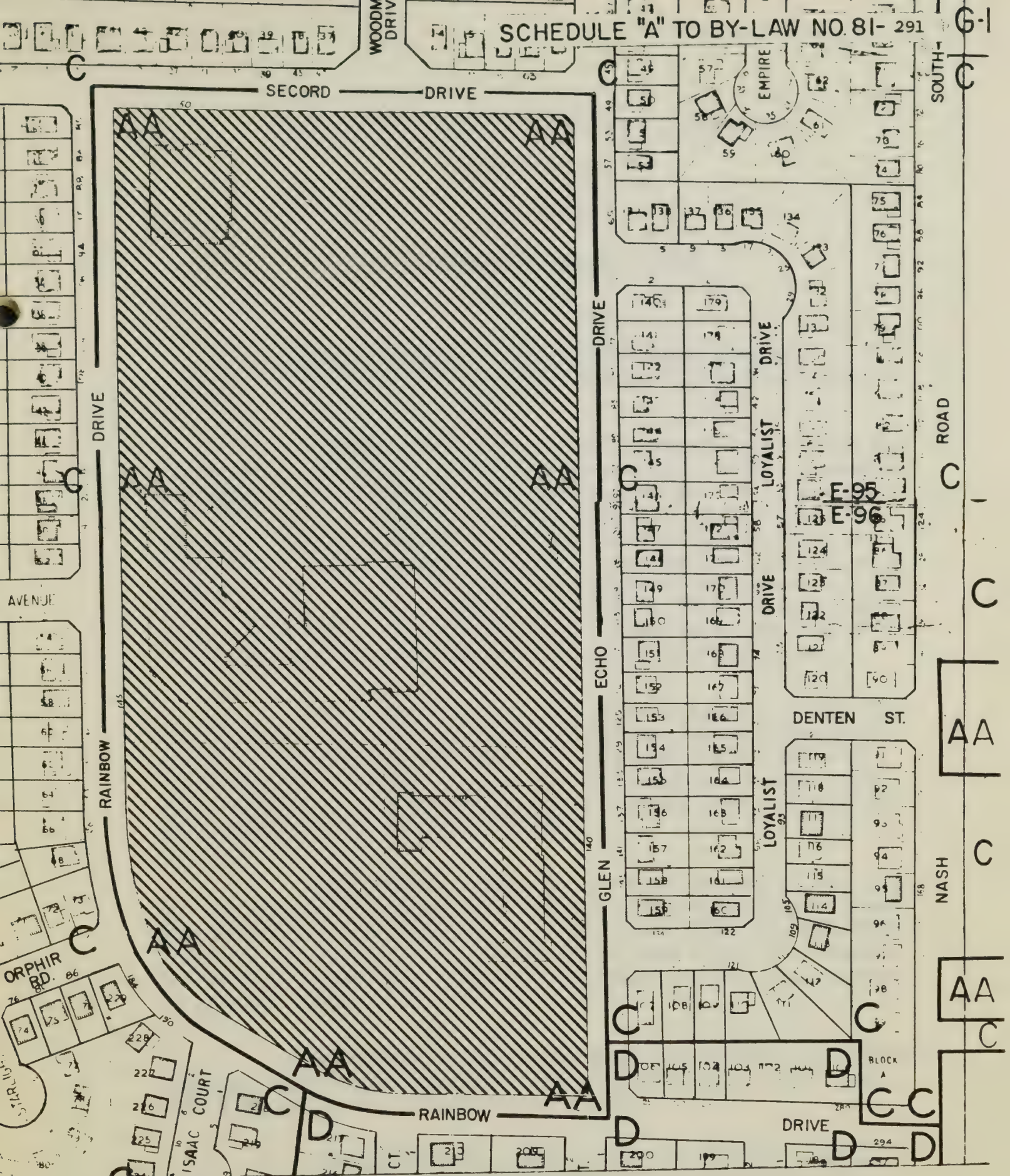
(1981) 22 R.P.D.C. 8, September 29
The Board of Education, Owner
Z.A. 81-52

CERTIFIED A TRUE COPY

J-15


CITY CLERK





LEGEND



Lands on part of Sheet No. E-95 and part of Sheet No. E-96 of the Zoning District Maps to be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

24 81-52

Bill No. D-138

This is Schedule: "A" to By-law No. 81-291 passed the 27th day of October, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E.A. Simpson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-292

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO.
1591 UPPER JAMES STREET AND NO. 49 RYMAL ROAD EAST

WHEREAS By-law No. 73-327, passed on the 18th day of December, 1973, as amended by By-law No. 74-274, passed on the 26th day of November, 1974 and By-law No. 75-7, passed on the 28th day of January, 1975 and approved by the Ontario Municipal Board by Order dated the 4th day of February, 1975 (File No. R 74396), provided for the use of the land shown on schedule "A" to this by-law in accordance with subsection 29 of section 35 of The Planning Act, R.S.O. 1970, Chapter 349, (now R.S.O. 1980, Chapter 379, subsection 30 of section 39), for a two year period that expired on December 17, 1975;

AND WHEREAS By-law No. 75-323, passed on the 9th day of December, 1975 and approved by the Ontario Municipal Board by Order dated the 19th day of August, 1976 (File No. R 76376), provided for the use of the aforesaid land shown on schedule "A" to the by-law for a further two year period that expired on December 8, 1977;

AND WHEREAS By-law No. 78-150, passed on the 30th day of May, 1978 and approved by the Ontario Municipal Board by Order dated the 27th day of July, 1978 (File No. R 782090), provided for the use of the aforesaid land shown on schedule "A" to the by-law for a further two year period that expired on May 29, 1980;

AND WHEREAS the lands shown on schedule "A" hereto annexed continue to be used by the same owner of the land, made subject to the aforesaid by-laws;

AND WHEREAS the lands shown on schedule "A" are vacant and are regulated by the "AA" District provisions of General Zoning By-law No. 6593;

AND WHEREAS parking is prohibited by the "AA" District provisions;

AND WHEREAS it is desirable to permit parking on the land in accordance with subsection 30 of section 39 of The Planning Act, R.S.O. 1980, Chapter 379;

AND WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821), applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended in accordance with subsection 30 of section 39 of The Planning Act, R.S.O. 1980, Chapter 379, to the extent only of the following variance as a special requirement:

1. The land may be used for the parking thereon of vehicles for a period not exceeding two years from the day of the passing of this by-law or the period during which the owner of the land at the time of the passing of the by-law continues to be the owner thereof, whichever is the lesser, accessory to the use of the land subject to the "HH" District provisions located at municipal number 1591 Upper James Street.

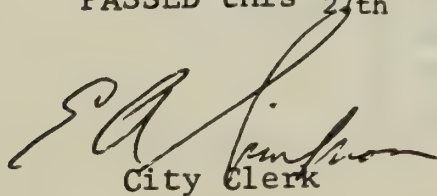
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-767".

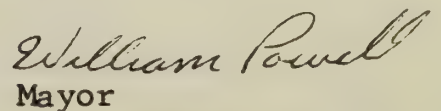
3. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1, "S-767".

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

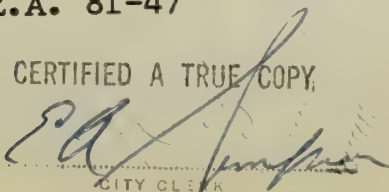
PASSED this 27th day of October A.D. 1981.


City Clerk

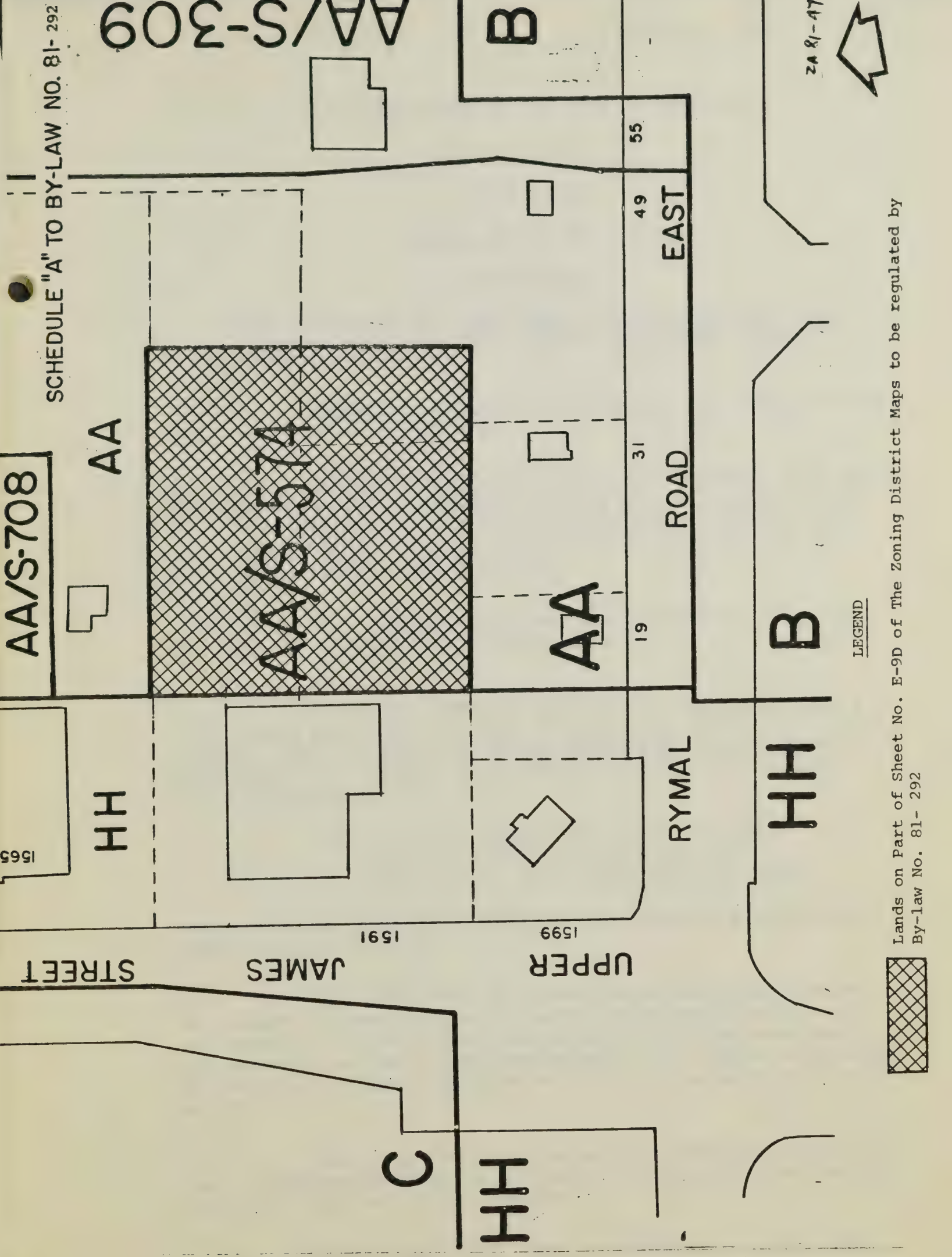

Mayor

(1981) 22 R.P.D.C. 7, September 29
Nethercott Chevrolet Limited, Owner
Z.A. 81-47

CERTIFIED A TRUE COPY


CITY CLERK





AA/S-708

AA

HH

UPPER

JAMES STREET

RYMPAL ROAD

EAST

19

31

49

55

AA/S-574

AA

HH

B

C

HH

1591

1599

1565

AA/S-309

B

2A 81-47

LEGEND

Lands on Part of Sheet No. E-9D of The Zoning District Maps to be regulated by By-law No. 81- 292



Bill No. D-139

This is Schedule "A" to By-law No. 81-292 passed the 27th day of October, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-293

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA SOUTH OF LIMERIDGE ROAD EAST,
EAST OF THE EXTENSION OF UPPER KENILWORTH AVENUE

WHEREAS it is intended to change the zoning of the
lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, proposed by the
Council of The Corporation of the City of Hamilton, but not
yet approved by the Minister under The Planning Act at the
time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. Sheet No. E-69b of the District Maps, appended to
and forming part of By-law No. 6593, passed on the 25th day
of July, 1950 and approved by the Ontario Municipal Board by
Order dated the 7th day of December, 1951 (File No. P.F.C.
3821), is amended,

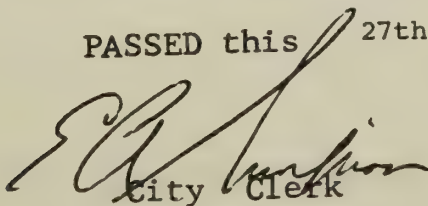
(a) by changing from "AA" (Agricultural)
district to "C" (Urban Protected
Residential, etc.) district, the land,

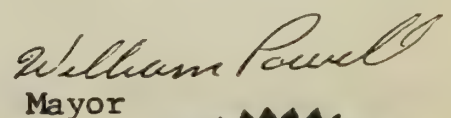
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed
to proceed as soon as possible with the giving of notice of
the passing of this by-law, including a brief explanation of
its purpose, and with the carrying out of all other directions
of the Ontario Municipal Board relating to the giving of such
notice.

3. The City Solicitor is hereby authorized and direc-
ted to make application to the Ontario Municipal Board for the
necessary approval of this by-law.

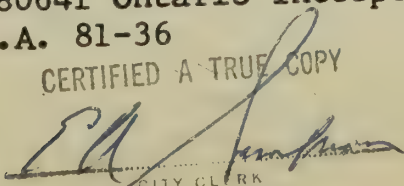
PASSED this 27th day of October A.D. 1981.


City Clerk

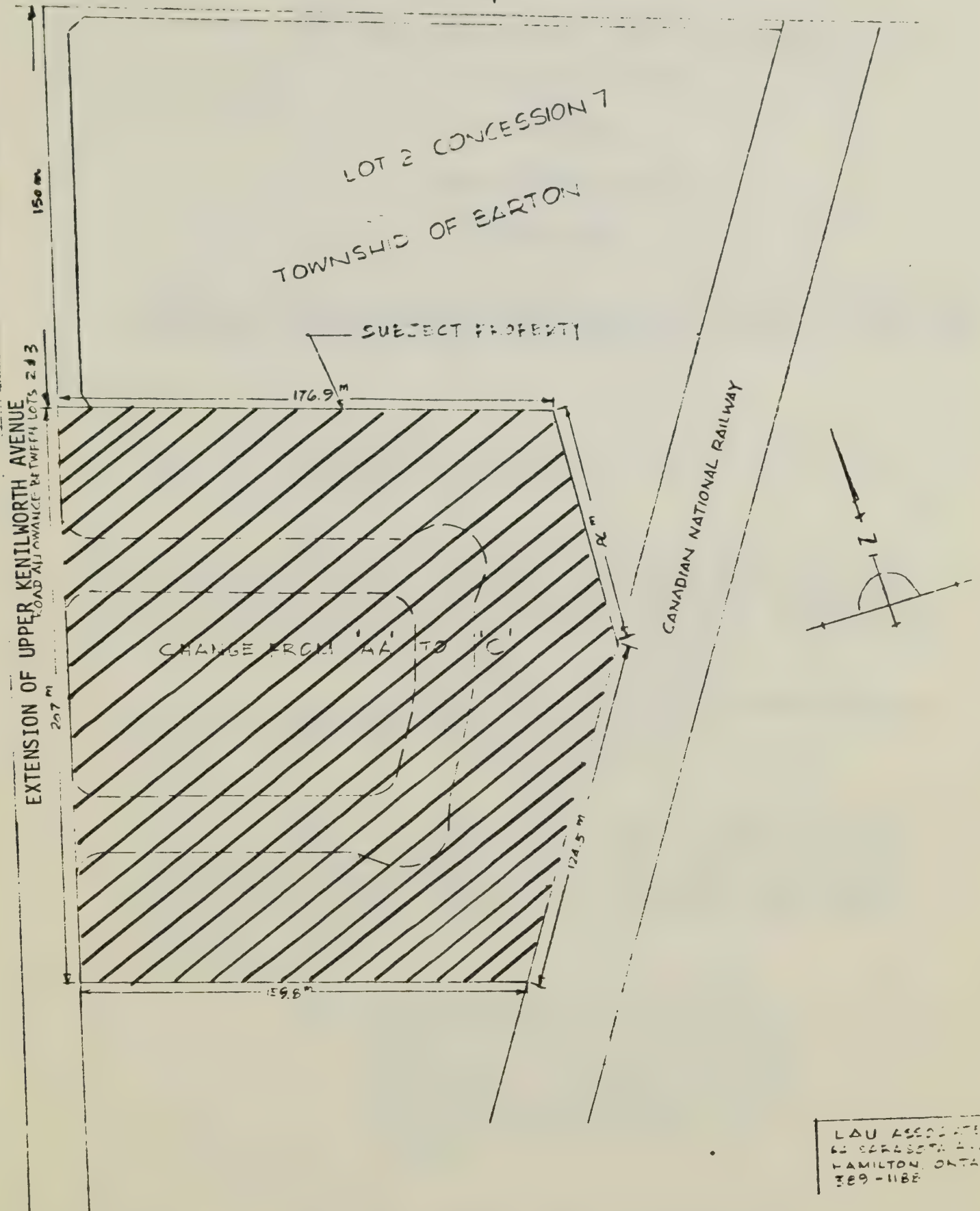

Mayor

(1981) 22 R.P.D.C. 4(b), September 29
280641 Ontario Incorporated, Owner
Z.A. 81-36

CERTIFIED A TRUE COPY


CITY CLERK





Bill No. D-140

This is Schedule "A" to By-law No. 81-293 passed the 27th day of October, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 294

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED SOUTH OF KING STREET EAST AND WEST OF KENILWORTH AVENUE AND LANDS LOCATED ON THE NORTH SIDE OF KING STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-56 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821), is amended,

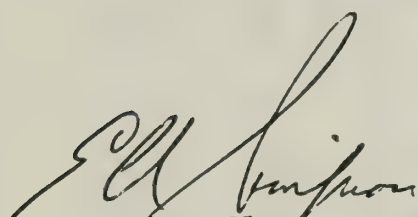
- (a) by changing from "H" (Community Shopping and Commercial, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Blocks 1 and 2; and
- (b) by changing from "H" (Community Shopping and Commercial, etc.) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Blocks 3 and 4,

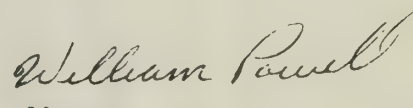
the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as schedule "A".

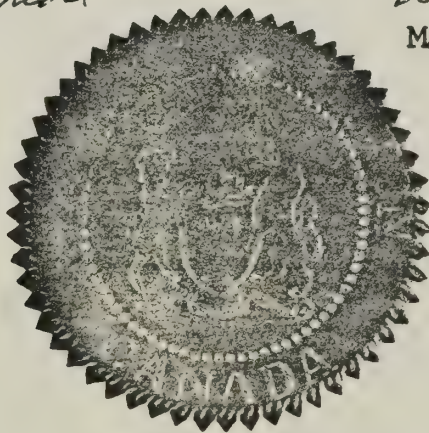
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.


City Clerk

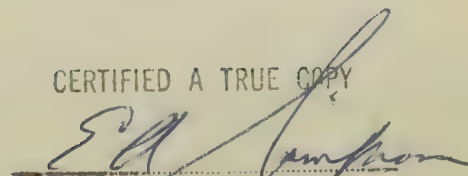

Mayor

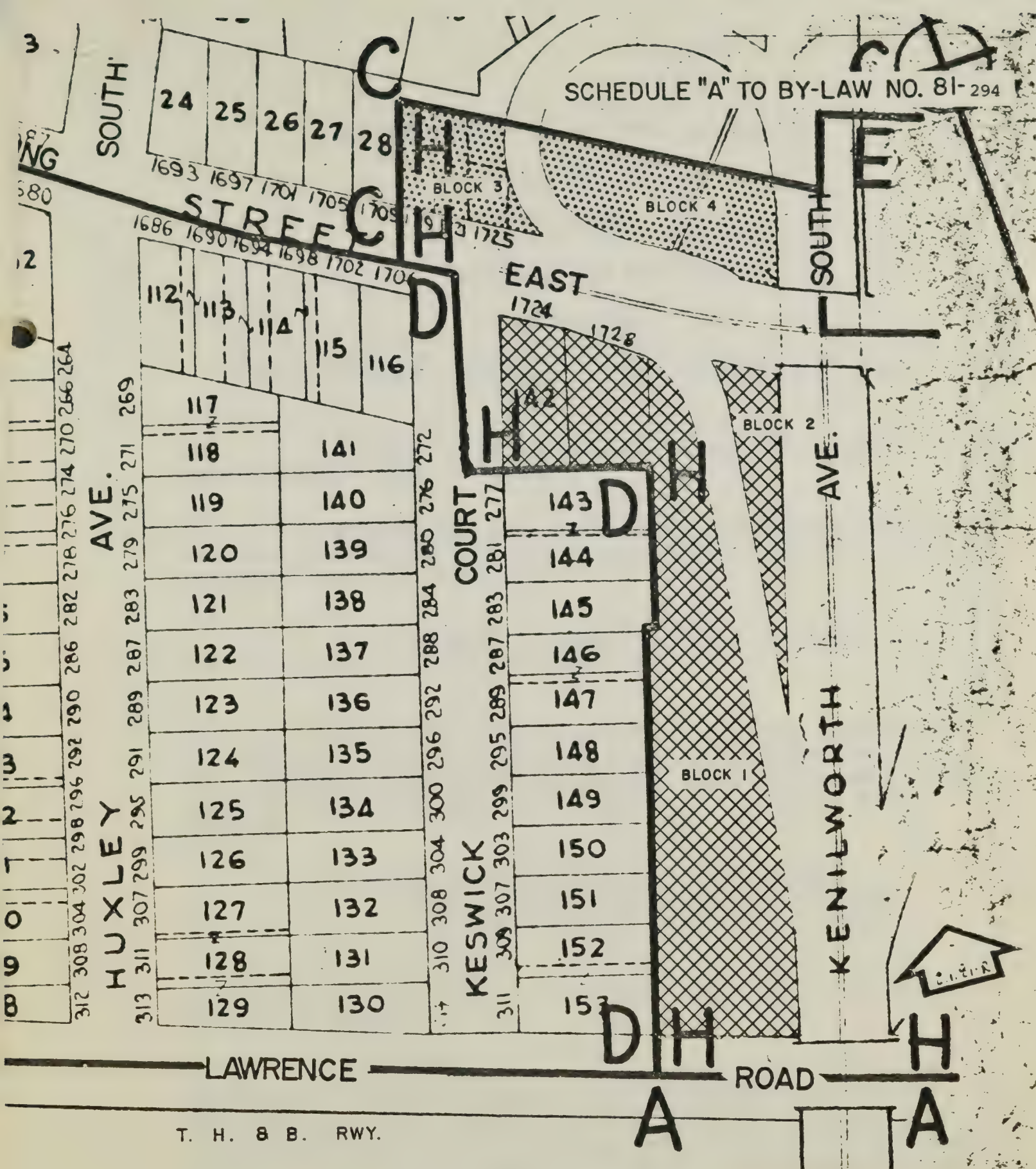


(1981) 22 R.P.D.C. 2(b), September 29
City Initiative 81-R

J-23

CERTIFIED A TRUE COPY


CITY CLERK



Lands on Part of Sheet No. E-56 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to:

"D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

"C" (Urban Protected Residential, etc.) District.

Bill No. D-141

This is Schedule "A" to By-law No. 81-294 passed the 27th day of October, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

SA [Signature]
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-295

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 424 UPPER HORNING ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821), is amended,

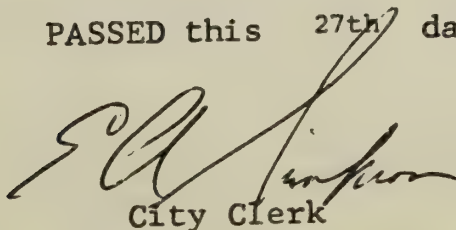
(a) by changing from "B" (Suburban Agriculture and Residential, etc.) district to "B-2" (Suburban Residential) district, the land,

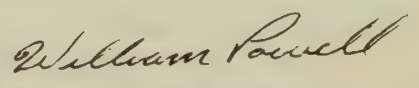
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

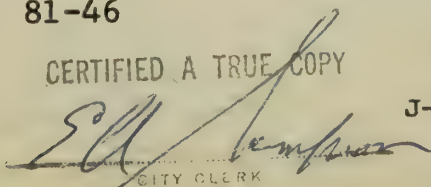
PASSED this 27th day of October A.D. 1981.


City Clerk


Mayor

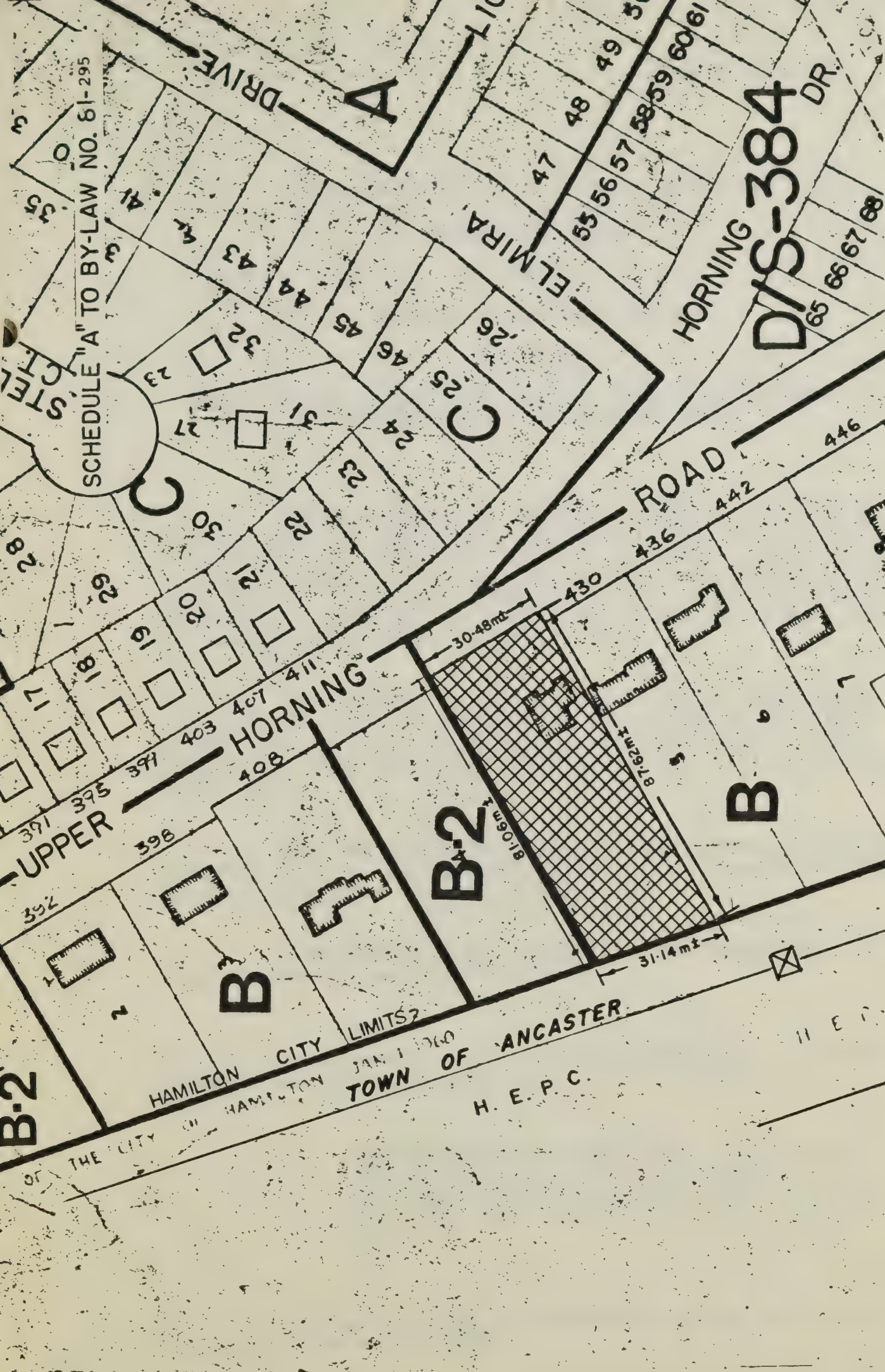
(1981) 22 R.P.D.C. 6, September 29
R. A. Nichols, Owner
Z.A. 81-46

CERTIFIED A TRUE COPY


CITY CLERK

J-25





LEGEND

Lands on Part of Sheet No. W-43B of The Zoning District Maps to be re-zoned from "B" (Suburban Agriculture and Residential, etc.) District to "B-2" (Suburban Residential) District.

Bill No. D-142

This is Schedule "A" to By-law No. 81-295 passed the 27th day of October, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-296

To Amend:

Zoning By-law No. 79-165

Respecting:

LAND LOCATED IN THE AREA EAST OF UPPER PARADISE ROAD
AND NORTH OF STONE CHURCH ROAD WEST

WHEREAS By-law No. 79-165, passed on the 29th day of May, 1979 and approved by the Ontario Municipal Board on the 24th day of July, 1979 (File No. R 792550), rezoned the land more particularly shown on schedule "A" annexed thereto from "RT-10" (Townhouse) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district and established special requirements;

AND WHEREAS it is intended to revise the special requirements so as to provide for the option of erecting, in addition to small lot single-family dwellings and two-family dwellings permitted under By-law No. 79-165, townhouse dwellings;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 2 of By-law No. 79-165 is repealed and the following substituted therefor:

1. Notwithstanding subsection 7 of section 10D of By-law No. 6593, the density of development shall not exceed one dwelling unit for each 315.50 square metres of lot area.

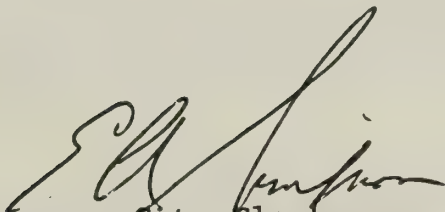
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-645a".

3. Sheet No. W-27C of the District Maps is amended by marking the land referred to in section 1 of By-law No. 79-165, "S-645a".

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

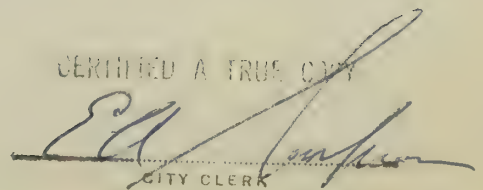
PASSED this 27th day of October A.D. 1981.


City Clerk


Mayor



(1981) 22 R.P.D.C. 10, September 29
Corad Developments Ltd., Owner
Z.A. 81-51

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-297

To Amend:

Zoning By-law No. 78-176

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET,
IN THE AREA NORTH OF STONE CHURCH ROAD

WHEREAS By-law No. 78-176, passed on the 28th day of June, 1978 and approved by the Ontario Municipal Board on the 31st day of August, 1978 (File No. R 782521), rezoned the land more particularly shown on schedule "A" annexed thereto as Block 1, from "RT-20" (Townhouse - Maisonette) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district and established special requirements;

AND WHEREAS it is intended to revise the special requirements so as to provide for the option of erecting, in addition to small lot single-family dwellings and two-family dwellings permitted by By-law No. 78-176, townhouse dwellings;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of section 2 of By-law No. 78-176 is repealed and the following substituted therefor:

1. Townhouse dwellings shall be permitted in accordance with section 10E of By-law No. 6593.
2. Notwithstanding sections 10E and 10F of By-law No. 6593, the density of development shall not exceed one dwelling unit for each 259.00 square metres of lot area.

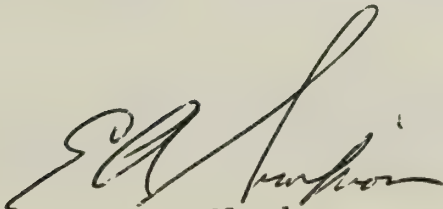
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-580a".

3. Sheets Nos. E-27B and E-27C of the District Maps are amended by marking the land referred to in section 1 of By-law No. 78-176, "S-580a".

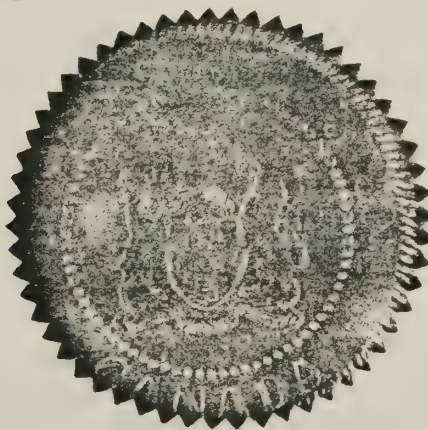
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

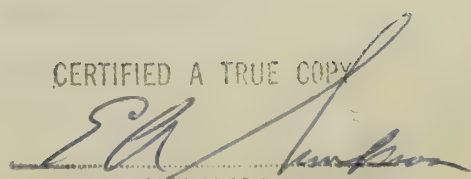
PASSED this 27th day of October A.D. 1981.


City Clerk


Mayor



(1981) 22 R.P.D.C. 9, September 29
465194 Ontario Limited, Owner
Z.A. 81-48

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 298

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 102 VINE STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following special requirements:

- (a) Notwithstanding section 14(1) of By-law No. 6593, no uses shall be permitted other than the following,

- (i) COMMERCIAL USE:

- 1. A public garage; and

- (ii) ACCESSORY USES:

- 1. Signs.

- 2. Retail sales on the premises of not more than 5 used automobiles.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, except in accordance with the "H" District provisions, as varied by the special requirements referred to in section 2.

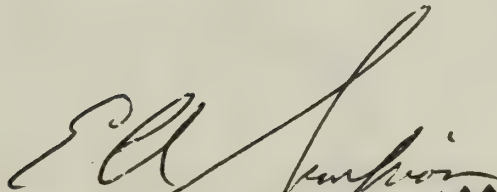
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-766".

5. Sheet No. W-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-766".

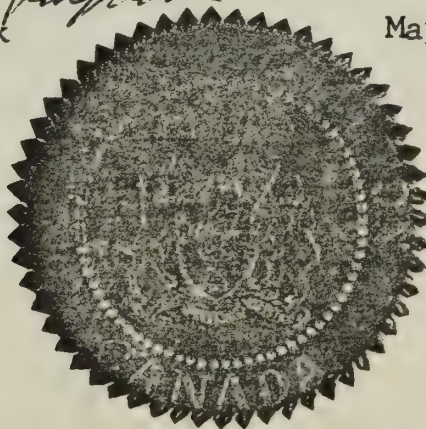
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.

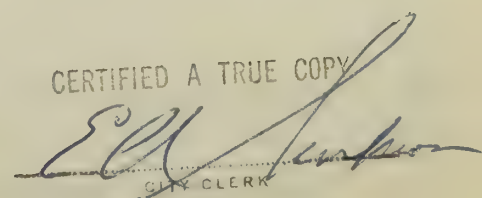

City Clerk

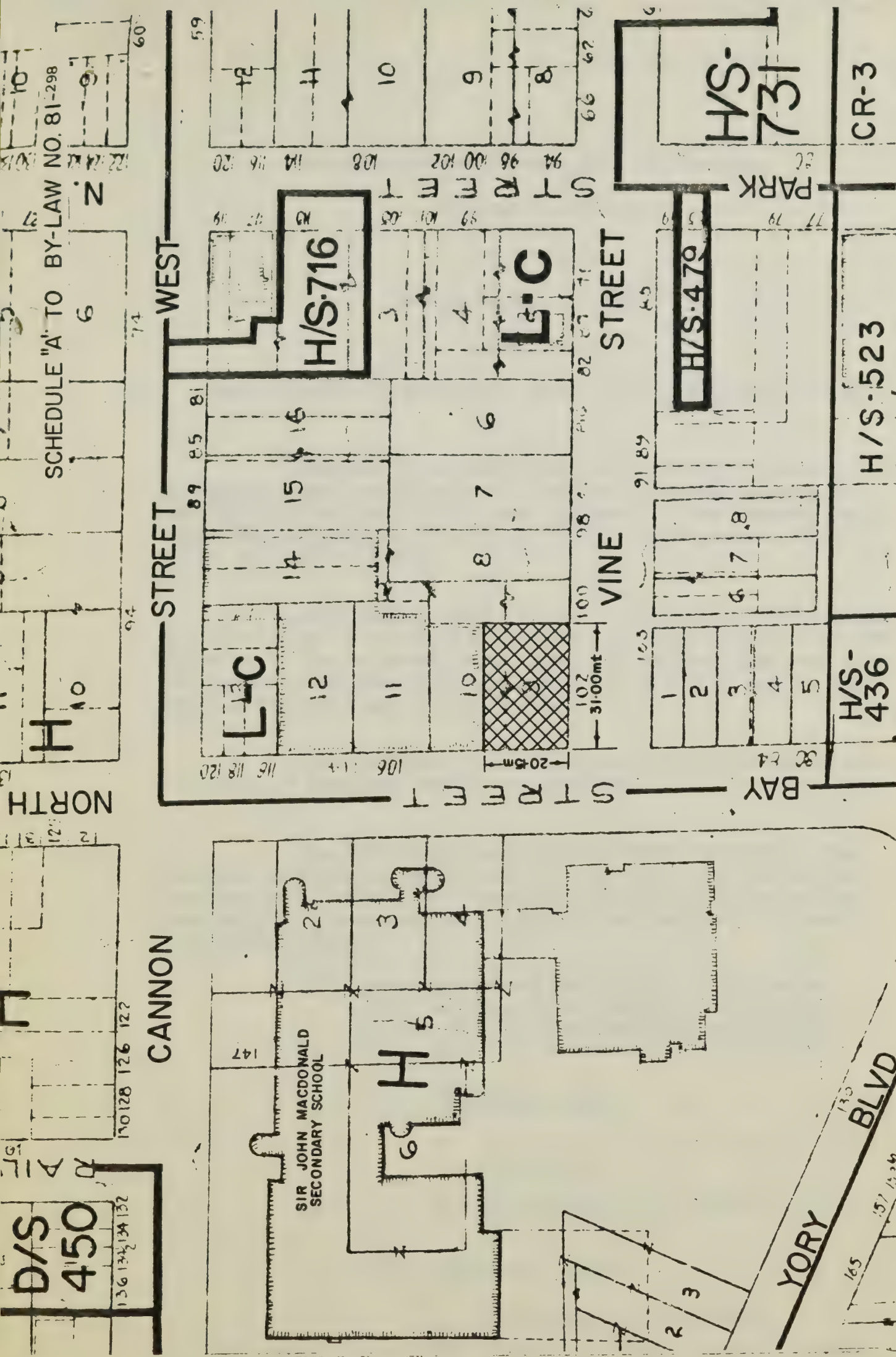

Mayor



(1981) 22 R.P.D.C. 5, September 29
Ross and Joe's Auto Service Inc., Lessee
Z.A. 81-44

J-32

CERTIFIED A TRUE COPY

CITY CLERK



24 81-44



Lands on Part of Sheet No. W-4 of The Zoning District Maps to be re-zoned from "L-C" (Planned Development-Commercial) District to "H" (Community Shopping and Commercial, etc.) District.



Bill No. D-145

This is Schedule "A" to By-law No. 81-298 passed the 27th day of October, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 299

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 221 and 223 MARY STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "J" (Light and Limited Heavy Industry, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 16 of By-law No. 6593, as amended by section 4 of By-law No. 74-259, no uses shall be permitted other than one or more of the following,

(i) COMMERCIAL USES:

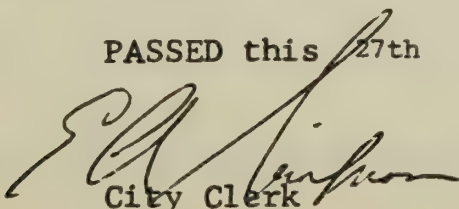
1. A carpenter's shop which is not a factory;
2. A bookbinder's or upholsterer's shop, warehouse;

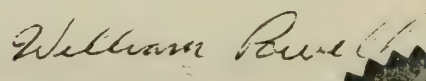
(ii) INDUSTRIAL USES:

1. A printing establishment;
2. A paper products factory except the manufacture of building paper, tar or asphalt composition roofing, saturated paper, excelsior or fibre;
3. A jewellery factory or small metal wares factory having no hammering, stamping or other operation by power-driven mechanical equipment operated by other than an electric motor of a rating of 746.0 watts (1 horse power) or less;

4. A ceramics factory, if wholly enclosed, and having all heat-processing powered only by gas, oil or electricity and having no gas or electricity generated on the premises;
5. A factory for the manufacture of: brooms, brushes, mops, carpet sweepers, artificial flowers and feathers, fountain pens and pencils, artificial ice, electric lamps and lamp shades, mattresses, musical instruments, regalia and society emblems, electric signs and other signs, stamps and stencils, statuary, art goods and novelties, toys, umbrellas, and any other products of Miscellaneous Products industry as classified in the reports of the Dominion Bureau of Statistics for Manufacturing Industries published in the year A.D. 1948 and revised in 1970 where,
 - (a) there is no hammering or stamping operation by power machinery, and no kiln, and
 - (b) there is no power-driven mechanical equipment operated by other than an electric motor of a rating of 746.0 watts (one horse power) or less.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions, as varied by the special requirement referred to in section 1.
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-765".
4. Sheet No. E-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-765".
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.


City Clerk

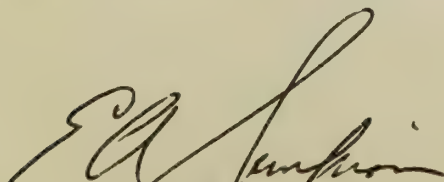

Mayor

(1981) 22 R.P.D.C. 3(b), September 29
S. and J. Lukacs, Owners
Z.A. 81-22

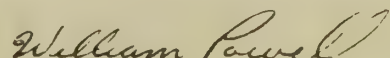
CERTIFIED A TRUE COPY



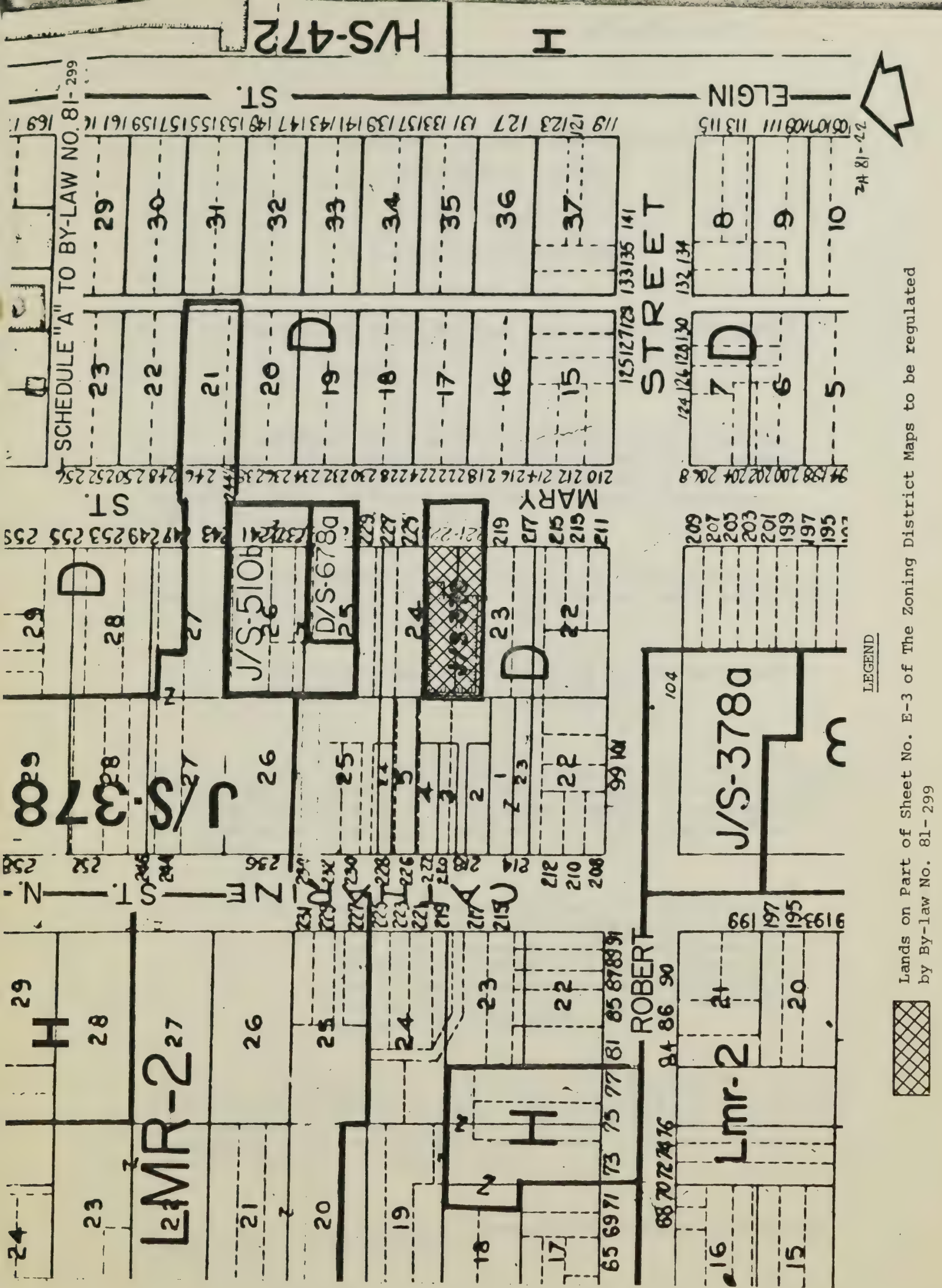
This is Schedule "A" to By-law No. 81-299 passed the 27th day of October, 1981.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

Bill No. D-146



The Corporation of the City of Hamilton

BY-LAW NO. 81-300

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 18 HADDON AVENUE SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following special requirement:

1. Notwithstanding (f) and (h) of subclause (iii) of clause H of subsection 2 of section 2 of By-law No. 6593, hairdressing shall be permitted as a home occupation, limited in operation to one hairdresser with a maximum of one comb-out centre and one hair styling sink.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, as varied by the special requirement referred to in section 1.

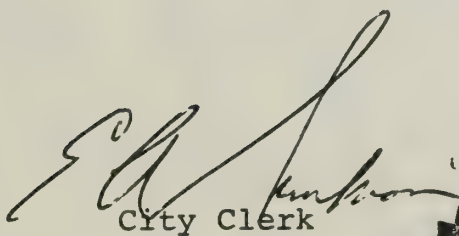
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-763".

4. Sheet No. W-40 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-763".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of October A.D. 1981.

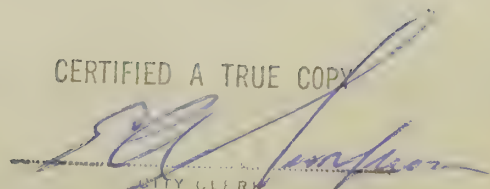

City Clerk


Mayor



(1981) 22 R.P.D.C. 1, September 29
Lucy Patricia Woods, Owner
Z.A. 81-31

CERTIFIED A TRUE COPY


CITY CLERK

2A 81-31



LEGEND
Lands on Part of Sheet No. W-40 of The Zoning District Maps to be regulated by
By-law No. 81-300

Bill No. D-147

This is Schedule "A" to By-law No. 81-300 passed the 27th day of October, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

By-law No. 81 -301

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to the following section, namely:-

15. Half Hour Limit between the hours of 9 o'clock in the forenoon and 9 o'clock in the afternoon, on the following streets and parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Eastbourne	Both	Main to Delaware".

2. Schedule 26 (No Parking Areas) is hereby amended:-

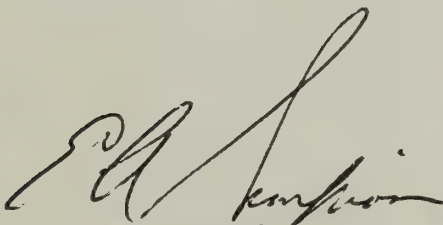
(a) by adding to Section A (No Parking Anytime) the following item, namely:-

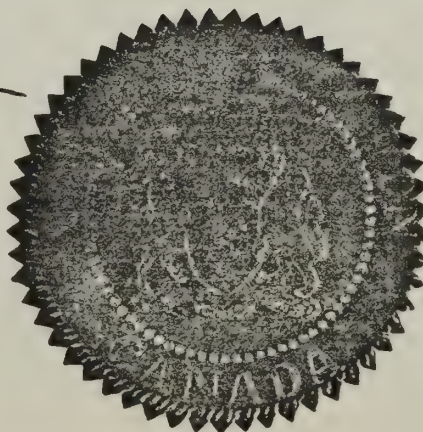
"St. Joseph's	North	Commencing 389 feet west of the easterly end of the street to a point 32 feet westerly therefrom".
---------------	-------	--

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"Duke	South	60 feet	30 feet west of Park".
-------	-------	---------	------------------------

PASSED this 27th day of October, A.D. 1981.

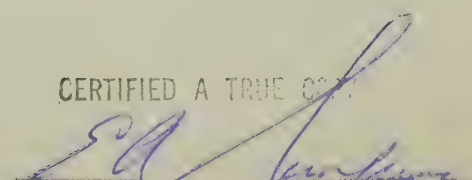

City Clerk




Mayor

(1981) 19 R.T.E.C. 17(ii), October 27

CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 304

To Amend:

By-law No. 71-69

Respecting:

1. Revised Realty Tax Instalment Payment Dates and Discount Rate.
2. Revised Business Tax Second Instalment Payment Date.

WHEREAS By-law No. 71-69, passed on the 9th day of March, 1971, as amended by By-laws Nos. 72-28, 72-206, 73-159, 74-4, 74-184, 76-121, 77-161, 79-314, 80-034 and 81-279, provided for the levy of municipal taxes;

AND WHEREAS it is desirable that the second instalment pre-levy payment date for realty taxes be changed from April 30th to March 31st and that the balance of the realty taxes be paid in two instalments on June 30th and September 30th instead of three instalments payable on June 30th, September 30th and October 31st;

AND WHEREAS it is desirable that a discount rate for prepayment of realty taxes be increased from the present rate of 4% per annum to 6% per annum;

AND WHEREAS it is desirable that the second instalment payment date of business taxes, being the balance for the year, be changed from June 30th to May 31st.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Subclause (ii) of clause (b) of subsection 2 of section 8 of By-law No. 71-69 is amended by striking out "April 30th" in the second line and inserting in lieu thereof "March 31st".

(2) Subsection 3 of section 8 of the said by-law is amended by striking out "April 30th" in the first line and inserting in lieu thereof "March 31st".

2. Section 9 of the said by-law is amended by striking out "two-thirds of one per cent" in the first and second lines and inserting in lieu thereof "one-half of one per cent".

3. (1) Subsection 2 of section 10 of the said by-law is repealed and the following subsection substituted therefor:

(2) The balance of the aggregate after deduction made under subsection 1, shall become due and payable in a further two approximately equal instalments as follows:

1. The third instalment shall be due and payable on June 30th.
2. The fourth instalment shall be due and payable on September 30th.

(2) Subsection 3 of section 10 of the said by-law is amended by striking out "August 31st, October 31st" in the first line and inserting in lieu thereof "and September 30th".

4. Section 11 of the said by-law is repealed and the following section substituted in lieu thereof:

11. The treasurer may allow a discount of one and one-quarter per cent on an amount equal to the sum of taxes due and payable on the third instalment and fourth instalment where the aggregate of,

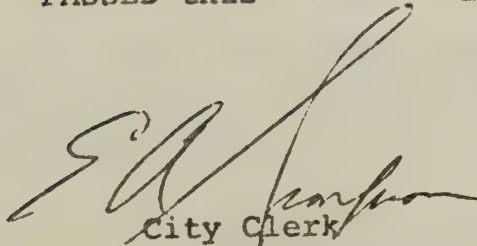
- (a) the third instalment, and
- (b) the fourth instalment, and
- (c) all arrears of taxes, and
- (d) all accumulated penalty and interest

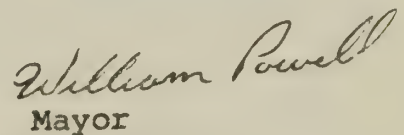
are paid on or before the last day of May on which the office of the treasurer is open to receive payment of taxes.

5. Subsection 5 of section 14 of the said by-law as enacted by section 1 of By-law No. 74-4 and amended by section 1 of By-law No. 76-121, is repealed and the following substituted therefor:

(5) The balance of the business taxes levied each year shall become due and payable on May 31st.

PASSED this 10th day of November A.D. 1981.

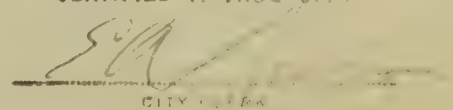

City Clerk


Mayor

(1981) 19 R.F.C. 1, October 13



CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 305

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1036 UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18A of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "AA" (Agricultural) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding section 14A(1) of By-law No. 6593, no use shall be permitted other than the following,

- (i) COMMERCIAL USE:

- 1. An office within the existing building.

- (ii) ACCESSORY USE:

- 1. Signs.

- (b) notwithstanding section 14A(5)(b), not less than two off-street parking spaces shall be provided and maintained on the same lot on which the office use is located.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, as varied by the special requirements referred to in section 2.

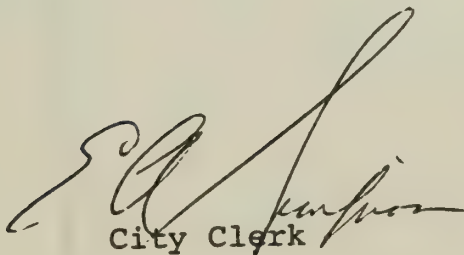
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-768".

5. Sheet No. E-18A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-768".

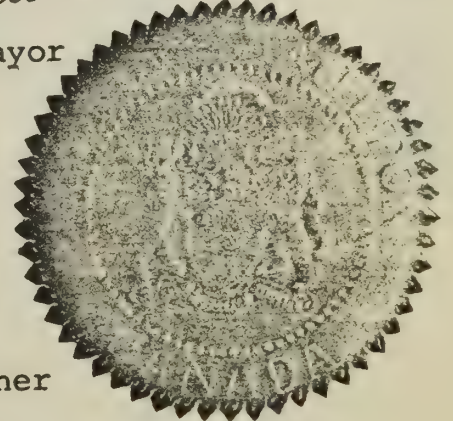
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of November A.D. 1981.

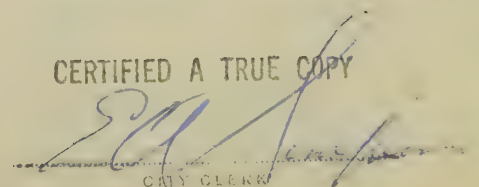

City Clerk


Mayor



(1981) 23 R.P.D.C. 1, October 13
Duncan M. Beattie Insurance Agency Ltd., Owner
Z.A. 81-26

CERTIFIED A TRUE COPY


CITY CLERK

D/S-709

1010

SCHEDULE "A" TO BY-LAW NO. 81-305

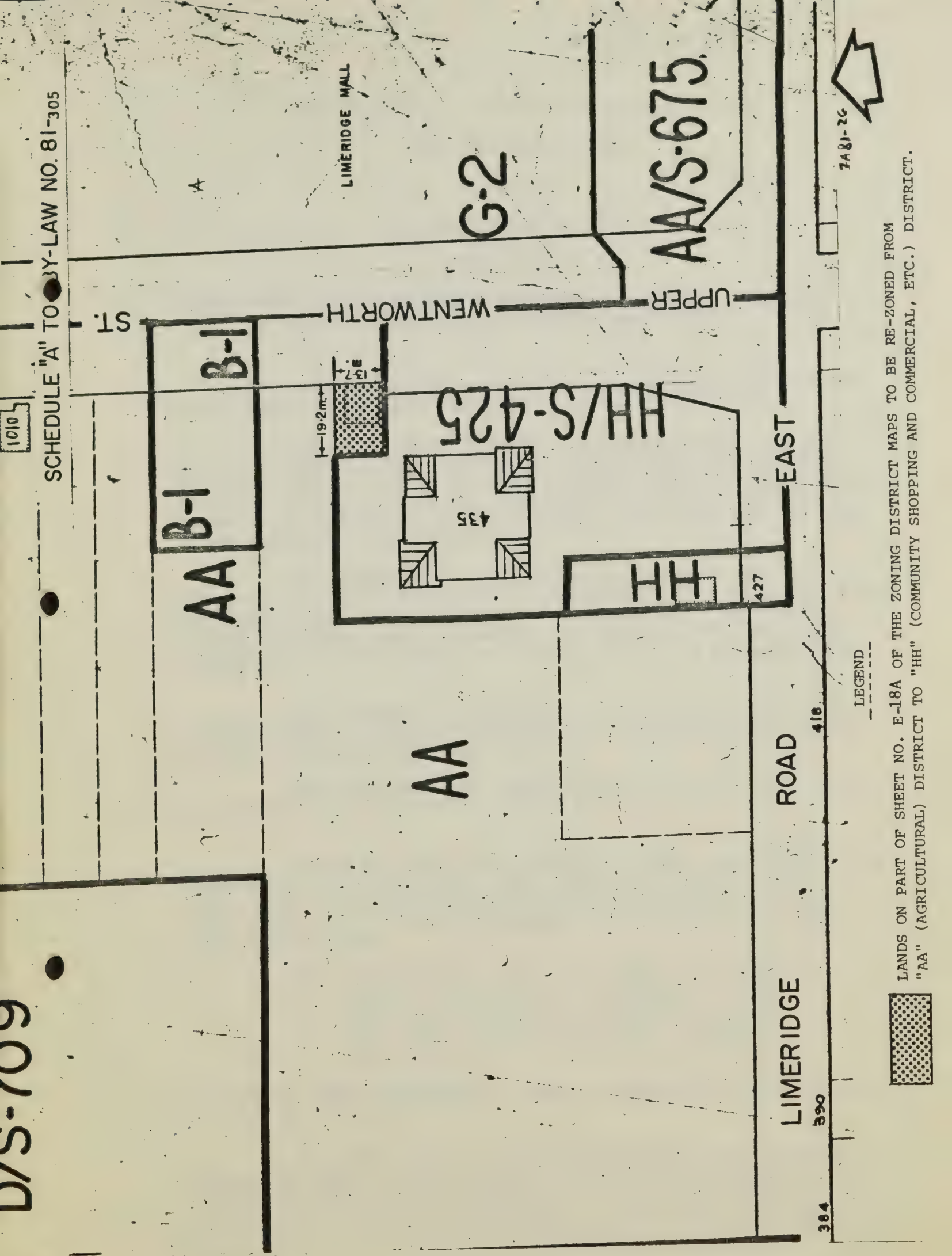
This is Schedule "A" to By-law No. 81-305 passed the 10th day of November, 1981.

SA [Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

William Powell
Mayor

Bill No. D-148



384

LIMERIDGE

ROAD

418

LEGEND



LANDS ON PART OF SHEET NO. E-18A OF THE ZONING DISTRICT MAPS TO BE RE-ZONED FROM "AA" (AGRICULTURAL) DISTRICT TO "HH" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT.

7A 81-26

The Corporation of the City of Hamilton

BY-LAW NO. 81-306

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS ABUTTING THE WESTERLY PROPERTY LINE OF THE PROPERTY
AT MUNICIPAL NO. 54 McANULTY BOULEVARD

WHEREAS it is intended to change the zoning of the
lands hereinafter referred to;

AND WHEREAS By-law No. 79-318, passed on the 27th
day of November, 1979 and approved by the Ontario Municipal
Board on the 1st day of February, 1980, zoned the lands abut-
ting the westerly property line of the property municipally
known as No. 54 McAnulty Boulevard to "J" (Light and Limited
Heavy Industry, etc.) district;

AND WHEREAS it is intended to rezone a portion of
the said land from "J" (Light and Limited Heavy Industry, etc.)
district to "D" (Urban Protected Residential - One and Two
Family Dwellings, etc.) district for use as a driveway and
for garage purposes for the property at No. 54 McAnulty Boul-
evard;

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, approved by the
Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the
City of Hamilton enacts as follows:

1. Sheet No. E-52 of the District Maps, appended to and
forming part of By-law No. 6593, passed on the 25th day of
July, 1950 and approved by the Ontario Municipal Board by
Order dated the 7th day of December, 1951, (File No. P.F.C.
3821), is amended,

- (a) by changing from "J" (Light and Limited
Heavy Industry, etc.) district to "D"
(Urban Protected Residential - One and
Two Family Dwellings, etc.) district,
the land,

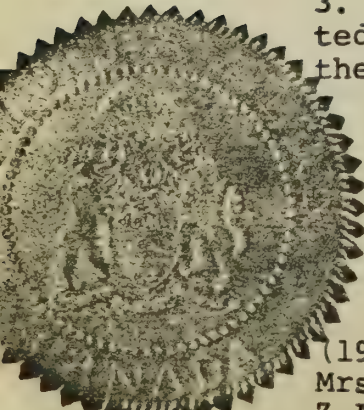
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to
proceed as soon as possible with the giving of notice of the
passing of this by-law, including a brief explanation of its
purpose, and with the carrying out of all other directions
of the Ontario Municipal Board relating to the giving of such
notice.

3. The City Solicitor is hereby authorized and direc-
ted to make application to the Ontario Municipal Board for
the necessary approval of this by-law.

PASSED this 10th day of November

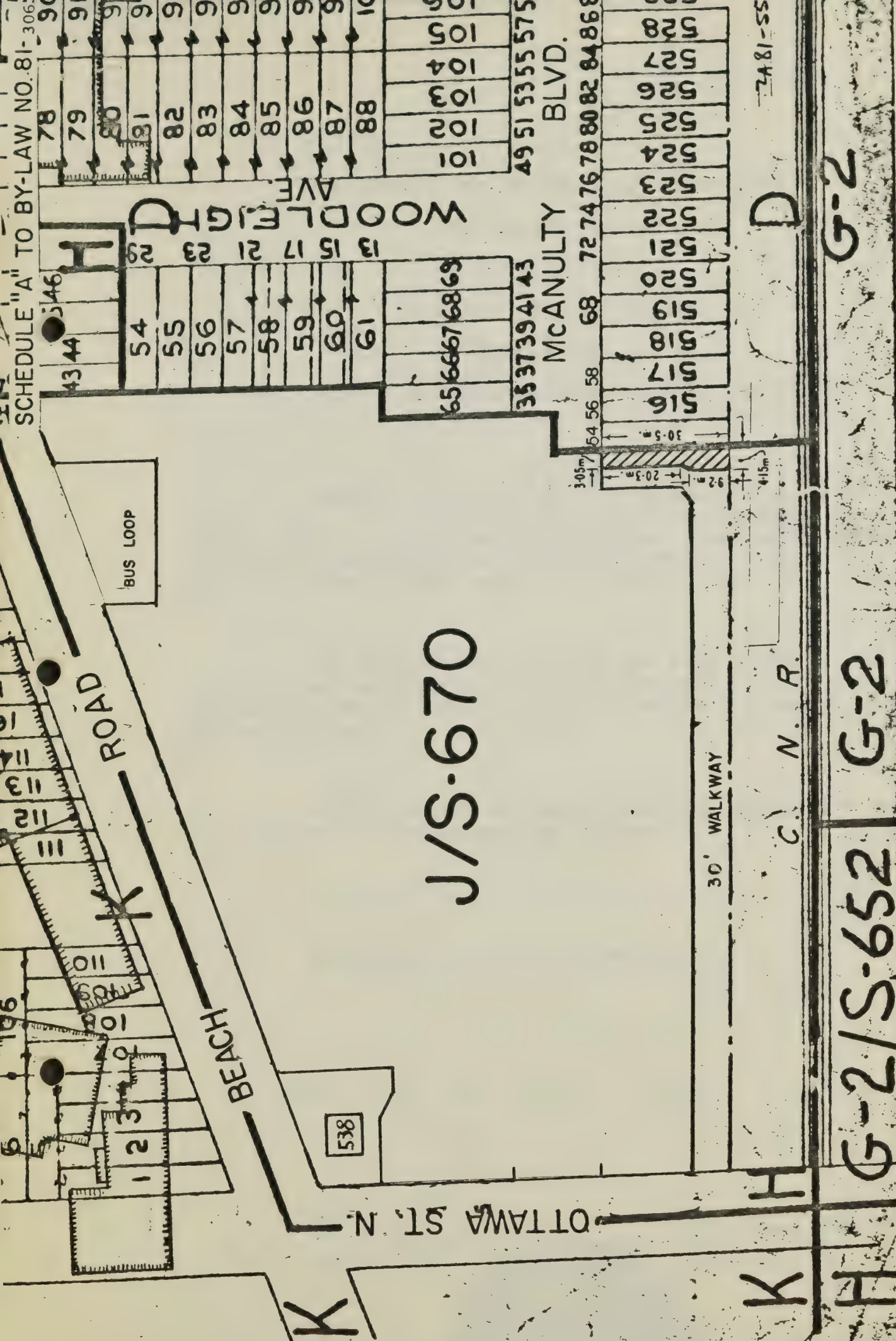
A.D. 1981.


E.A. [Signature]
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

(1981) 23 R.P.D.C. 6, October 13
Mrs. R. De Marchi, Prospective Owner
Z.A. 81-55



LEGEND

Lands on part of Sheet No. E-52 of the Zoning District Maps to be re-zoned from "J" (Light and Limited Heavy, Industry, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Bill No. D-149

This is Schedule "A" to By-law No. 81-306 passed the 10th day of November, 1981.

SA [Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 307

To Repeal:

Zoning By-law No. 81-201

Respecting:

LAND LOCATED AT MUNICIPAL NO. 481 WEST 5th STREET

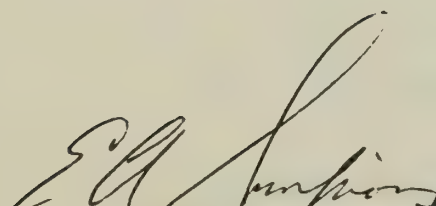
WHEREAS By-law No. 81-201, passed on the 23rd day of June, 1981, established special requirements for the "C" District applicable to the land shown on schedule "A" annexed thereto so as to permit a medical office on the first floor of the dwelling located at the said address;

AND WHEREAS Item 3(a) of the 23rd Report of the Planning and Development Committee, adopted by City Council on the 13th day of October, 1981, directed the repeal of the said by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 81-201 is repealed.

PASSED this 10th day of November A.D. 1981.

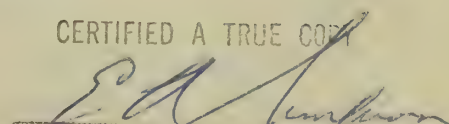

City Clerk


Mayor



(1981) 23 R.P.D.C. 3(a), October 13
City Initiative 81-W

CERTIFIED A TRUE COPY


CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-308

To Amend:

Zoning By-law No. 6593

Respecting:

AIR CONDITIONERS AND HEAT PUMPS

WHEREAS it is intended to amend the text of General Zoning By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The first two lines of subclause (b) of clause (vi) of subsection 3 of section 18 of By-law No. 6593 are repealed and the following substituted therefor:

(b) A canopy, cornice, eave or gutter may project,

2. Subsection 4 of section 18 of the said by-law is amended by adding thereto the following clause:

(v) Notwithstanding any other provisions of this by-law, a central air conditioning unit, window air conditioning unit or heat pump in a residential district shall be distant not less than,

(a) 5.0 metres measured from the front lot line or the rear lot line; and

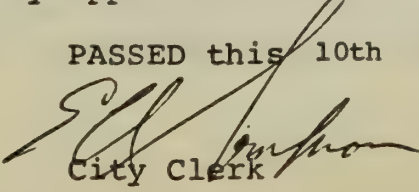
(b) 2.4 metres from the side lot line,

of the property on which the air conditioner or heat pump is situate.

3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

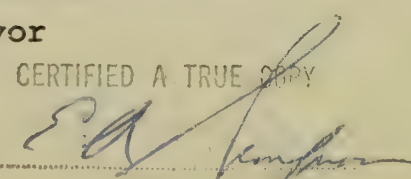
4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of November A.D. 1981.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK


(1981) 23 R.P.D.C. 7, October 13
City Initiative 81-Q

The Corporation of the City of Hamilton

BY-LAW NO. 81-309

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 39 STANLEY AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS By-law No. 81-27, passed on the 13th day of January, 1981 and approved by the Ontario Municipal Board on the 10th day of June, 1981, (File No. R 81921), established the provisions in By-law No. 6593 for residential care facilities;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 10 of By-law No. 6593, as amended by By-law No. 81-27, the following

(i) RESIDENTIAL USE:

1. A residential care facility for the accommodation of not more than 15 residents shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions as varied by the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-770".

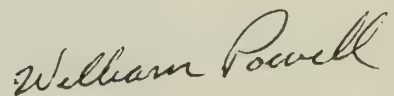
4. Sheet No. W-14 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-770".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 10th day of November A.D. 1981.

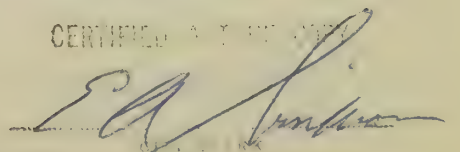

City Clerk


Mayor



(1981) 23 R.P.D.C. 5, October 13
D. and D. Bissett, Owners
Z.A. 81-30

CERTIFIED A TRUE COPY



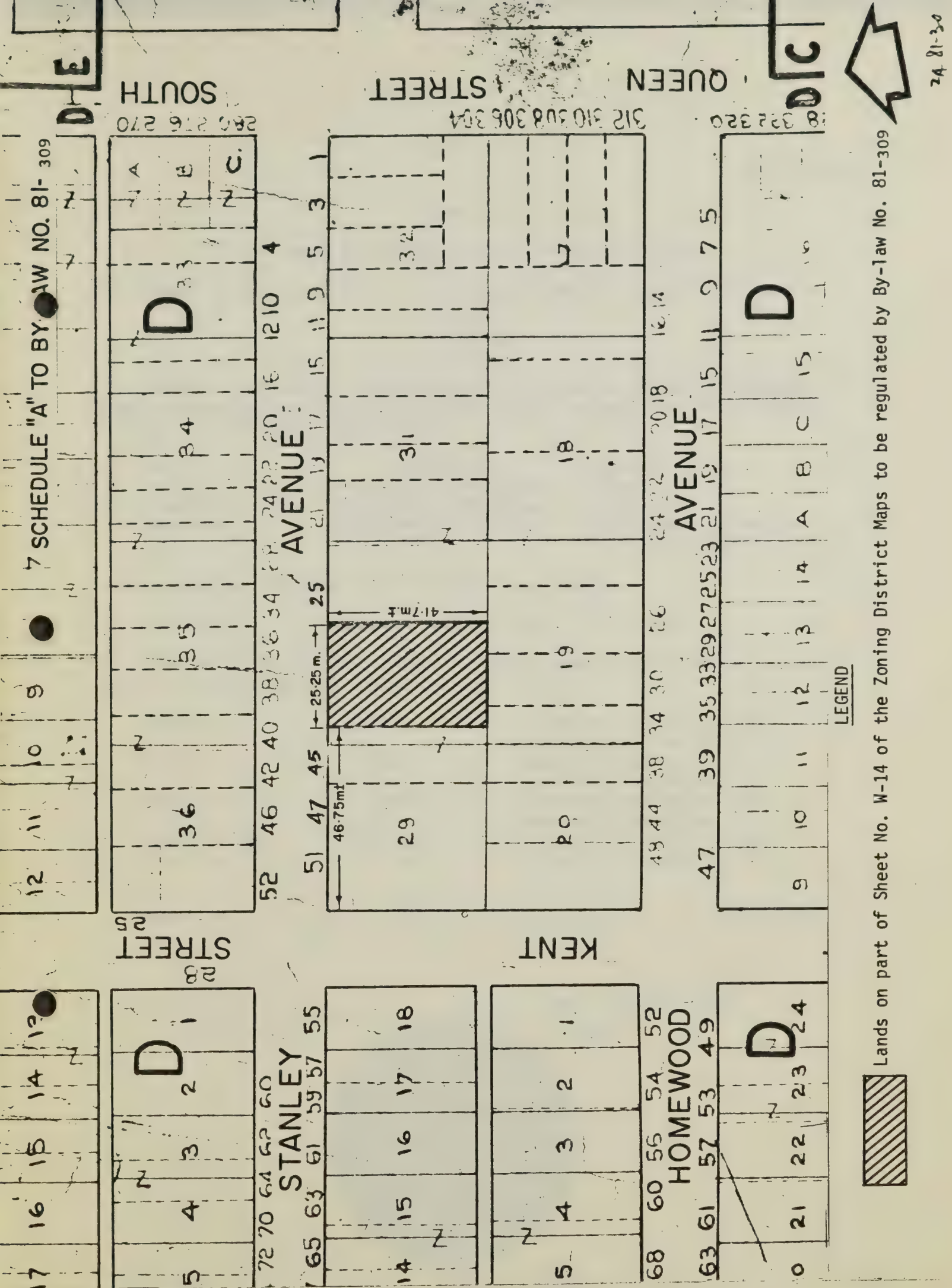
This is Schedule "A" to By-law No. 81-309 passed the 10th day of November, 1981.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

Bill No. D-152



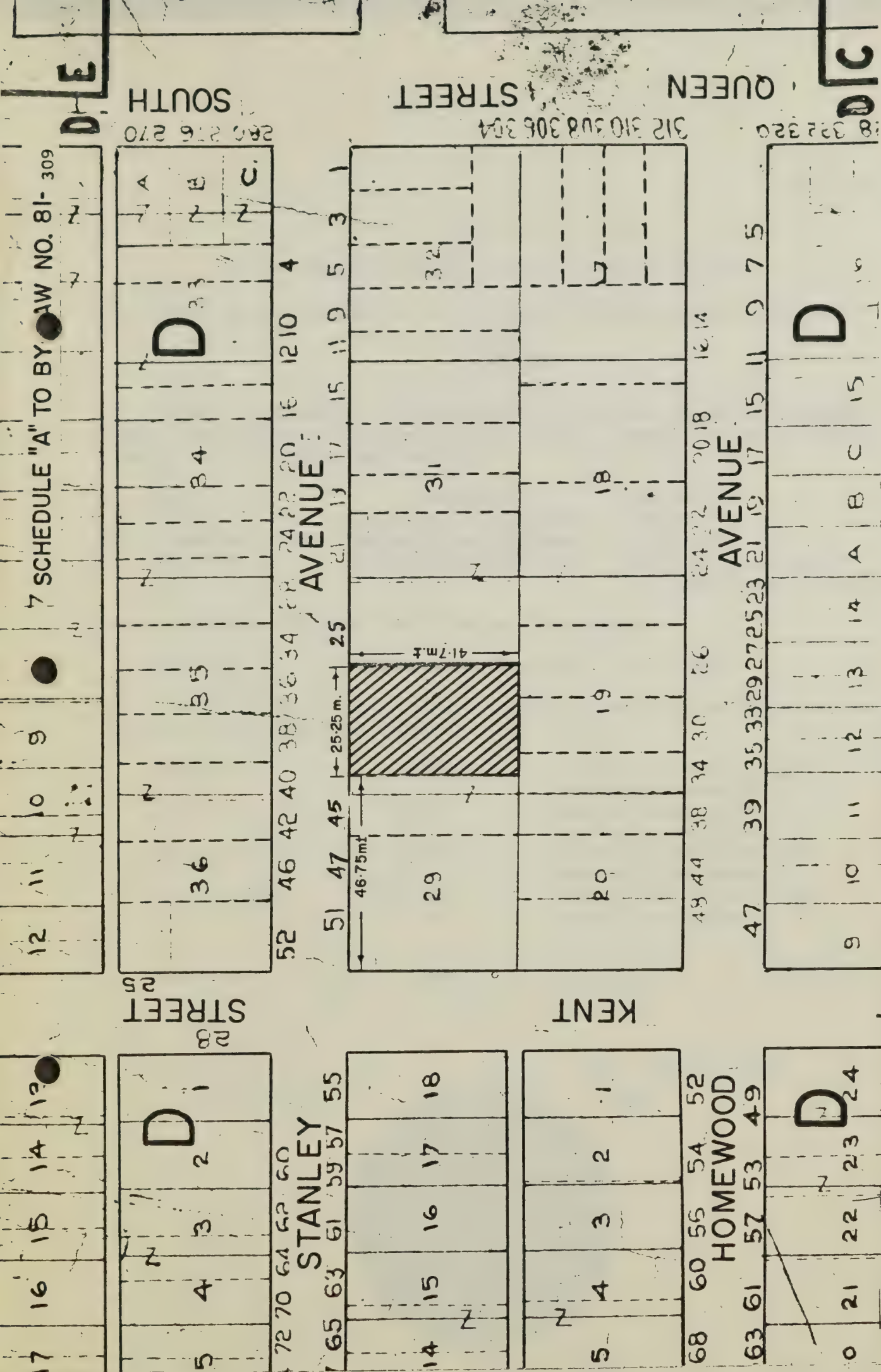
This is Schedule "A" to By-law No. 81-309 passed the 10th day of November, 1981.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

Bill No. D-152



Lands on part of Sheet No. W-14 of the Zoning District Maps to be regulated by By-law No. 81-309

LEGEND

By-law No. 81 - 312

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby amended by adding thereto, the following item, namely:-

"Keith	Westbound	Emerald
Burton	Eastbound and Westbound	Cheever
Franklin	Eastbound and Westbound	East 24th
Franklin	Eastbound and Westbound	Easterly intersection of Franklin and East 27th".

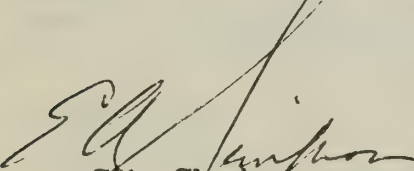
and by deleting therefrom the following item, namely:-

"Franklin Eastbound and Westbound East 25th".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Balsam	West	King to a point 51 feet southerly therefrom
Balsam	East	King to a point 40 feet southerly therefrom
Maplewood	South	Lorne to a point 53 feet westerly therefrom
King William	North	Ashley to a point 47 feet easterly therefrom".

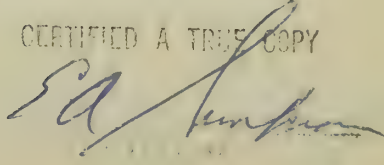
PASSED this 10th day of November , A.D. 1981.


City Clerk


Mayor



CERTIFIED A TRUE COPY



By-law No. 81 - 313

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 24 (Parking Meter Locations) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Hunter	North	Bay to Caroline".
---------	-------	-------------------

2. Schedule 26 (No Parking Areas) be amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Oak	East	Barton to 185 feet south
Oak	West	85 feet south of Barton to 100 feet southerly
Tecumseh	South	Westerly end to 31 feet easterly".

and by adding thereto the following items, namely:-

"Oak	East	Barton to a point 161 feet southerly therefrom
Cromwell	South and West	Greenford to the northerly intersection of Cromwell and Owen Place".

3. Schedule 26A (No Parking Areas) is hereby amended by adding to Section F (No Parking 8:00 A.M. to 4:00 P.M.) the following item, namely:-

"Cromwell	North and East	Greenford to the northerly intersection of Cromwell and Owen Place".
-----------	----------------	--

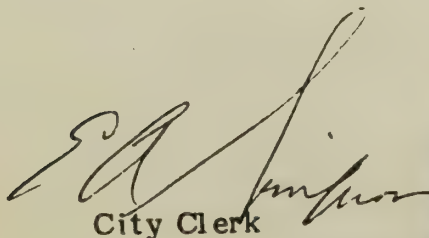
4. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

"Cromwell Cr. End to End	South, West and North	North, East and South".
-----------------------------	--------------------------	----------------------------

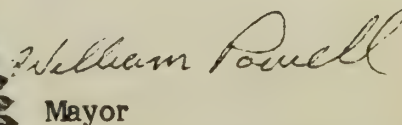
and by adding thereto the following items, namely:-

"Cromwell Cr. Owen Place to Owen Place East 14th Brucedale to Queensdale	North and West East	South and East West".
---	----------------------------	------------------------------

PASSED this 10th day of November, A.D. 1981.


City Clerk




Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 318

To Authorize:

THE CONSTRUCTION OF A FIRE STATION
AT BIRCHMOUNT ROAD AND STONE CHURCH ROAD EAST

WHEREAS the Ontario Municipal Board by Order dated the 2nd day of October, 1981, (File No. E 81695) approved,

- (a) the construction of a Fire Station at Birchmount Road and Stone Church Road East in the east mountain area at an estimated cost of \$600,000.00 and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures and
- (b) the issuance of debentures in the sum of \$600,000.00 by The Regional Municipality of Hamilton-Wentworth, for a term of twenty years chargeable to the applicant corporation

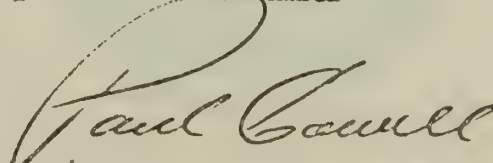
and declared and directed that the assent of the electors of the applicant corporation shall not be required.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

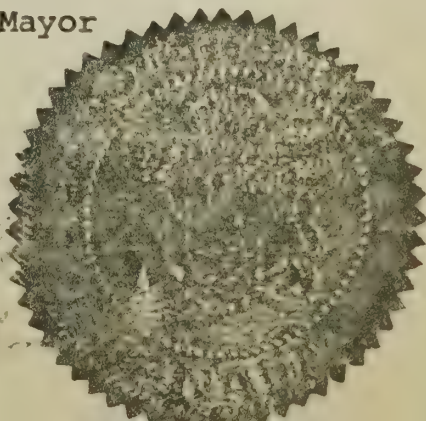
1. The undertaking described as the construction of a fire station at Birchmount Road and Stone Church Road East may now be proceeded with at an estimated cost of \$600,000.00.
2. The Regional Municipality of Hamilton-Wentworth may issue debentures in respect of the undertaking referred to in section 1 not exceeding \$600,000.00 and not to exceed the net cost of such undertaking to the applicant, for a term not to exceed twenty years.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the Order of the Ontario Municipal Board.

PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 13 R.F.C. 7, May 26



The Corporation of the City of Hamilton

BY-LAW NO. 81-319

To Amend:

By-law No. 81-217

Respecting:

DESTRUCTION OF RECORDS OF THE DEPARTMENT
OF CULTURE AND RECREATION

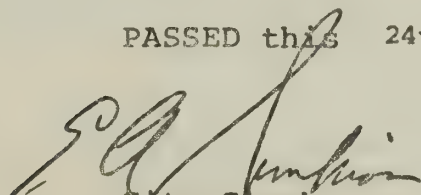
WHEREAS By-law No. 81-217, passed on the 28th day of July, 1981, authorized the destruction of documents in certain departments according to specified retention periods in accordance with section 249 of The Municipal Act, R.S.O. 1970, Chapter 284, (now section 116 of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS it is desirable to provide for the destruction of records of the Department of Culture and Recreation upon the completion of specified retention periods.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of By-law No. 81-217 is amended by adding to the list of schedule numbers and City Departments in Table 1, "12 Culture and Recreation".
2. Schedule 12 annexed hereto and forming part of this by-law, is annexed to and forms part of By-law No. 81-217.

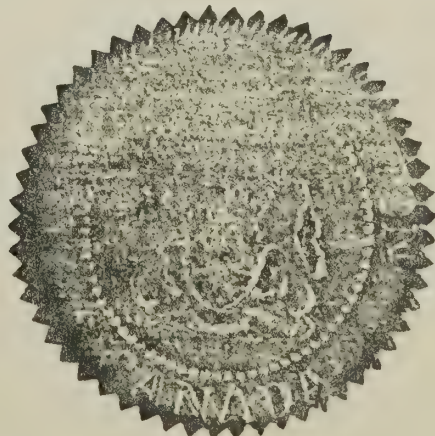
PASSED this 24th day of November A.D. 1981.

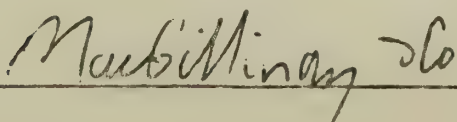

City Clerk


Acting Mayor

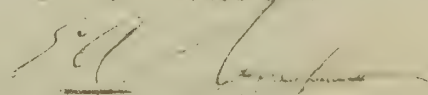
Approved by MacGillivray & Co.,
the Auditors of The Corporation
of the City of Hamilton,
Municipal Licence No. 4562.

DATED at the City of Hamilton,
this 26th day of October.
1981.





TRUE COPY



SCHEDULE 12

CULTURE AND RECREATION

Description of Records	Period of Retention
1. Records Section	
Box office statements and deposits	5 years
Invoices	5 years
Time sheets	2 years
Absentee forms - compensation	1 year
2. Ivor Wynne/Brian Timmis Stadium/ Major Sports Facilities	
Ticket issues (Dead Wood)	1 year
Box office statements	5 years
Permit issues	5 years
3. Rentals - Schools - Recreation Centres - Arenas	
Permit issues	5 years
Box office statements and deposits	5 years

The Corporation of the City of Hamilton

BY-LAW NO. 81- 320

To Amend:

By-law No. 76-57

Respecting:

THE LOCAL ARCHITECTURAL CONSERVATION ADVISORY COMMITTEE

WHEREAS By-law No. 76-57, passed on the 24th day of February, 1976, established the Local Architectural Conservation Advisory Committee of the City of Hamilton in accordance with section 28 of The Ontario Heritage Act, 1974 and appointed members thereto;

AND WHEREAS it is desirable to appoint new members and to establish the term of office of the members.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

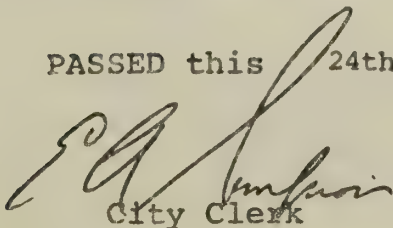
1. Section 1 of By-law No. 76-57, as amended by By-law No. 76-159, passed on the 25th day of May, 1976, is amended by striking out paragraphs 1, 2, 3, 4 and 5 and inserting in lieu thereof the following paragraphs:

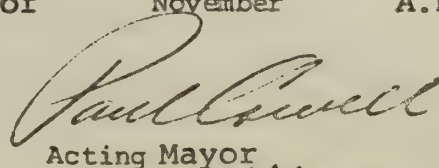
1. Alderman Wm. McCulloch.
2. Alderman R. Wheeler.
3. Mr. Bruce Berglund.
4. Mr. Anthony Butler.
5. Mrs. Diane Dent.
6. Mr. Brian Henley.
7. Mrs. Cynthia Moore.

2. Section 2 of the said by-law is repealed and the following substituted therefor:

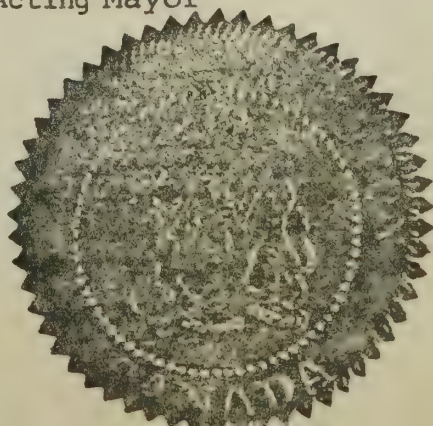
2. The persons appointed under section 1 shall hold office for the years 1981 and 1982.

PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 26 R.P.R.C. 4, October 27



The Corporation of the City of Hamilton

BY-LAW NO. 81- 321

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 115 and 125 Centennial Parkway North

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-104 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "L-pn" (Planned Development - Public and Institutional) district to "L-r" (Planned Development - Low Density Residential) district, and
- (b) by changing from "L-r" (Planned Development - Low Density Residential) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" (Urban Protected Residential, etc.) district provisions applicable to the lands referred to in section 1 are amended to the extent only of the following special requirement that,

- (a) notwithstanding section 4(3)(a) of Zoning By-law No. 6593, a rectory and the existing residential dwelling shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used. No land shall be used, except in accordance with the "C" District provisions as varied by the special requirement referred to in section 2.

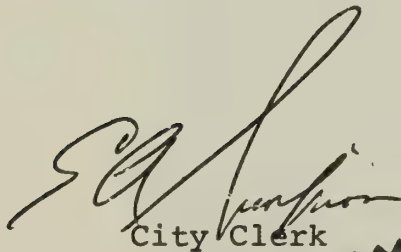
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-769".

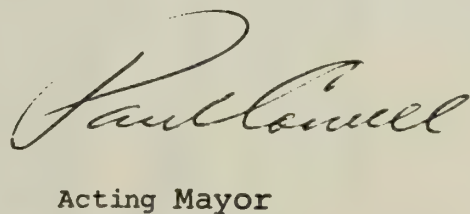
5. Sheet No. E-104 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-769".

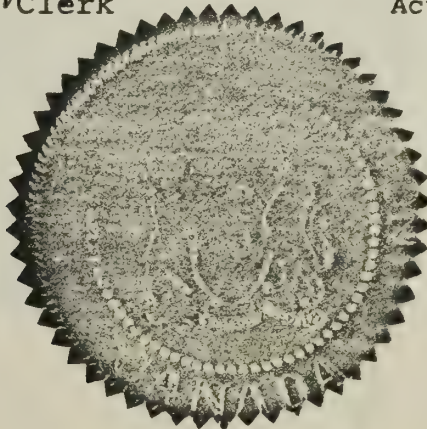
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

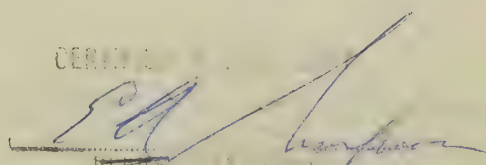
PASSED this 24th day of November A.D. 1981.

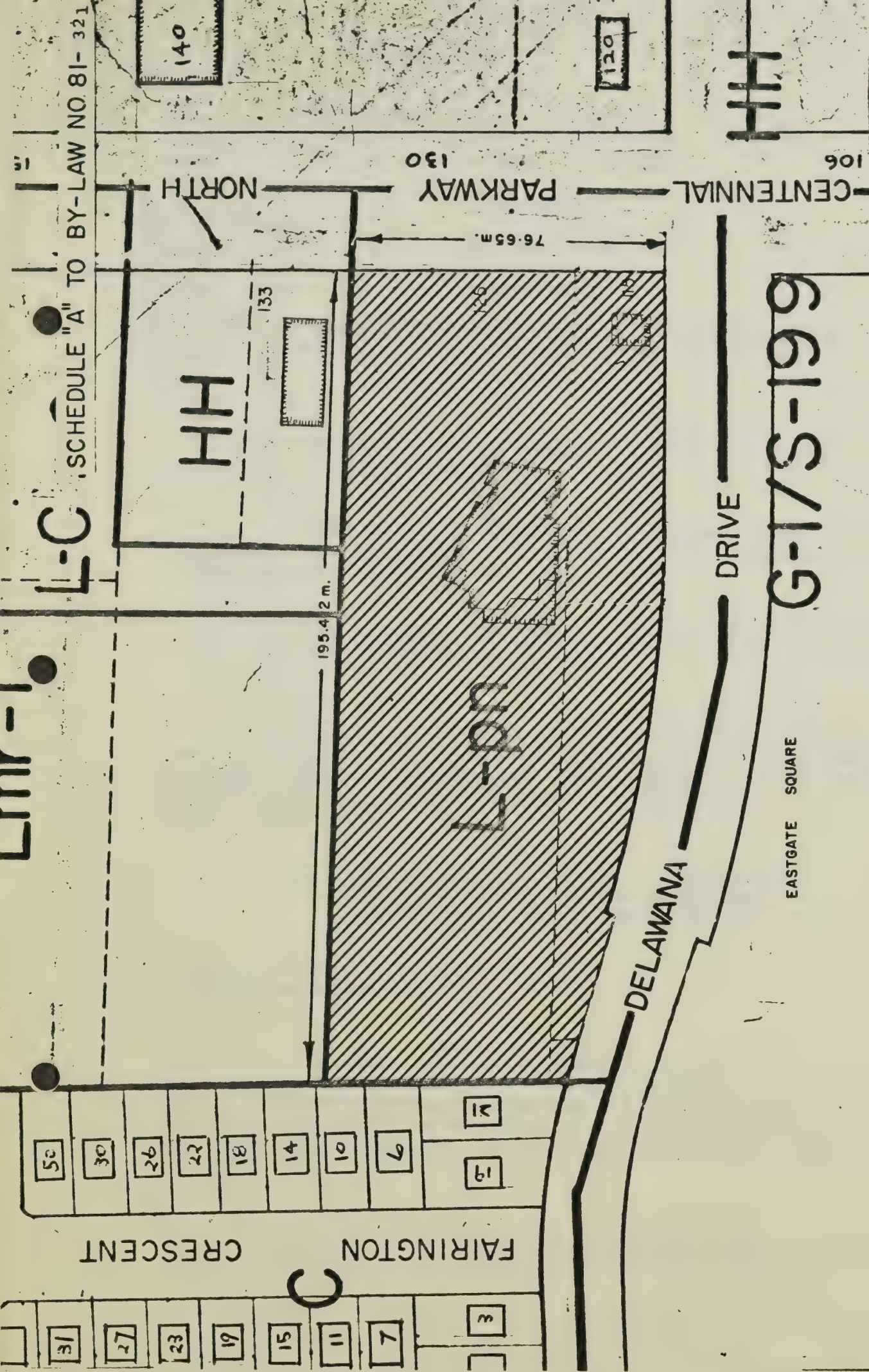

City Clerk


Acting Mayor



(1981) 23 R.P.D.C. 2, October 13
The Roman Catholic Episcopal Corporation
of The Diocese of Hamilton, Ontario, Owner
Z.A. 81-53


City Clerk



LEGEND

LANDS ON PART OF SHEET NO. E-104 OF THE ZONING DISTRICT MAPS TO BE RE-ZONED FROM "L-pn" (PLANNED DEVELOPMENT - PUBLIC AND INSTITUTIONAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.



Bill No. D-153

This is Schedule "A" to By-law No. 81- 321 passed the 24th day of November, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-322

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF NORMAJEAN AVENUE,
IN THE AREA SOUTH OF STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the
land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, approved by the
Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the
City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to
and forming part of By-law No. 6593, passed on the 25th day
of July, 1950 and approved by the Ontario Municipal Board by
Order dated the 7th day of December, 1951, (File No. P.F.C.
3821), is amended,

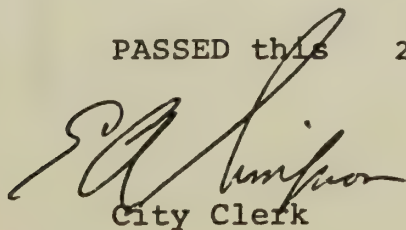
(a) by changing from "AA" (Agricultural)
district to "C" (Urban Protected
Residential, etc.) district, the land,

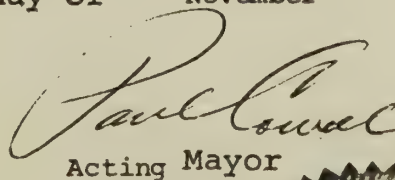
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to
proceed as soon as possible with the giving of notice of the
passing of this by-law, including a brief explanation of its
purpose, and with the carrying out of all other directions
of the Ontario Municipal Board relating to the giving of such
notice.

3. The City Solicitor is hereby authorized and directed
to make application to the Ontario Municipal Board for the
necessary approval of this by-law.

PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 24 R.P.D.C. 2, October
M.J. and J. Thomson, Owners
Z.A. 81-56

CERTIFIED A TRUE COPY


DEPUTY CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 81-322

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF NORMAJEAN AVENUE,
IN THE AREA SOUTH OF STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the
land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the
Official Plan of the Hamilton Planning Area, approved by the
Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the
City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to
and forming part of By-law No. 6593, passed on the 25th day
of July, 1950 and approved by the Ontario Municipal Board by
Order dated the 7th day of December, 1951, (File No. P.F.C.
3821), is amended,

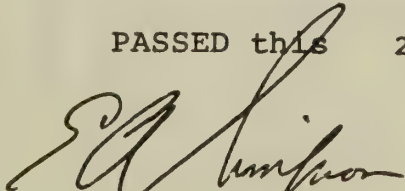
(a) by changing from "AA" (Agricultural)
district to "C" (Urban Protected
Residential, etc.) district, the land,

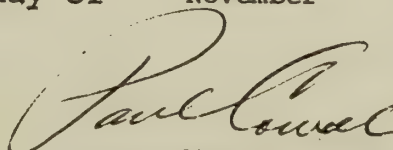
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to
proceed as soon as possible with the giving of notice of the
passing of this by-law, including a brief explanation of its
purpose, and with the carrying out of all other directions
of the Ontario Municipal Board relating to the giving of such
notice.

3. The City Solicitor is hereby authorized and directed
to make application to the Ontario Municipal Board for the
necessary approval of this by-law.

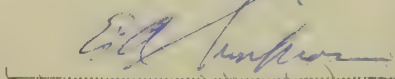
PASSED this 24th day of November A.D. 1981.

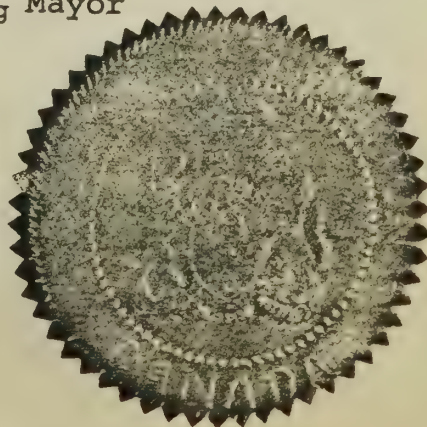

City Clerk

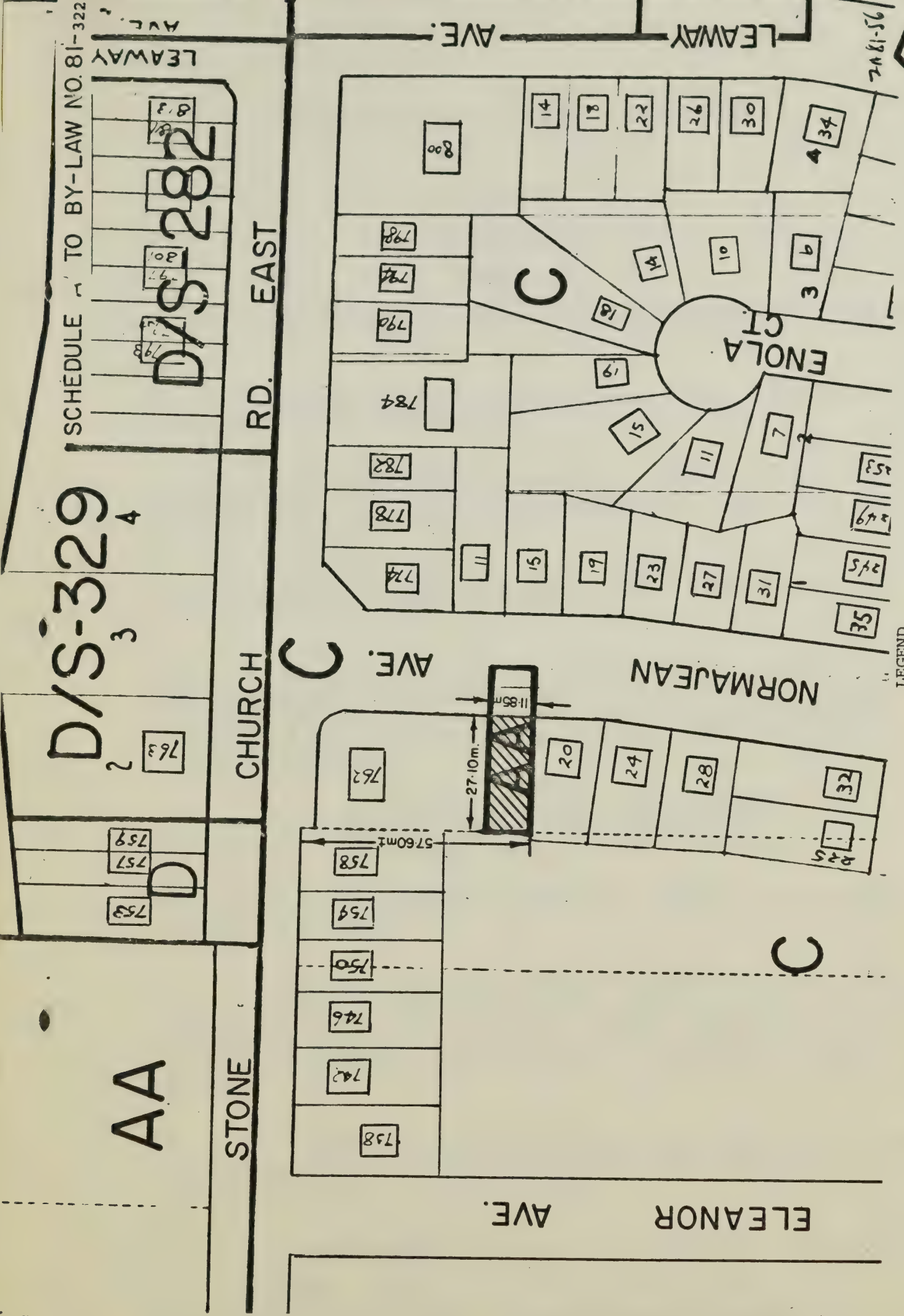

Acting Mayor

(1981) 24 R.P.D.C. 2, October
M.J. and J. Thomson, Owners
Z.A. 81-56

CERTIFIED A TRUE COPY


CITY CLERK





Lands on Part of Sheet No. E-38C of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

Bill No. D-154

This is Schedule "A" to By-law No. 81-322 passed the 24th day of November, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 323

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 681 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), is amended,

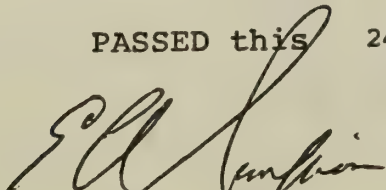
(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

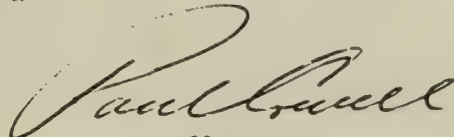
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

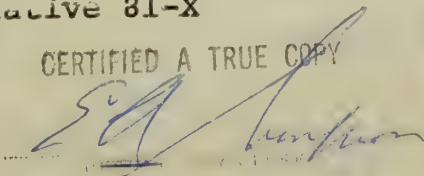
PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 24 P.P.D.C. 5, October 27
City Initiative 81-X

CERTIFIED A TRUE COPY





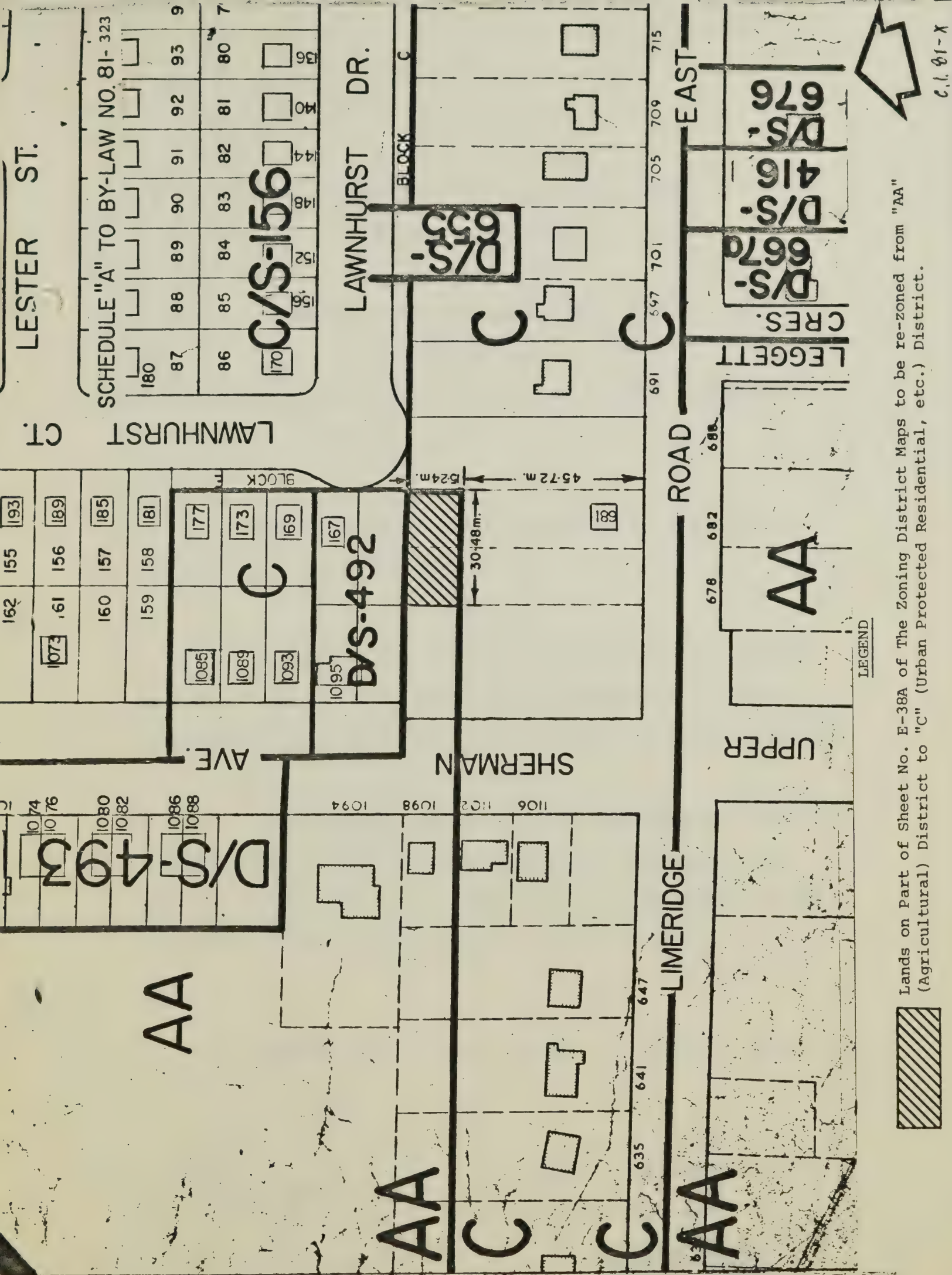
This is Schedule "A" to By-law No. 81-323 passed the 24th day of November, 1981

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. D-155



The Corporation of the City of Hamilton

BY-LAW NO. 81- 324

To Adopt:

Official Plan Amendment No. 371

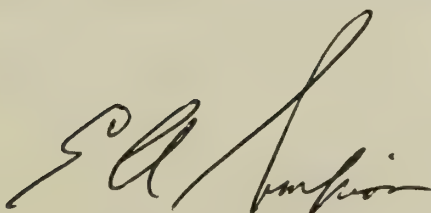
Respecting:

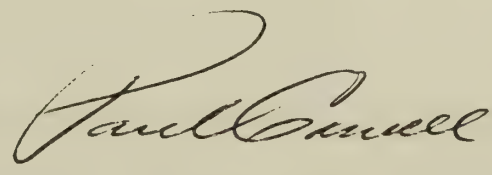
LANDS LOCATED AT MUNICIPAL NOS. 24 to 60 SANFORD AVENUE NORTH

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 371 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

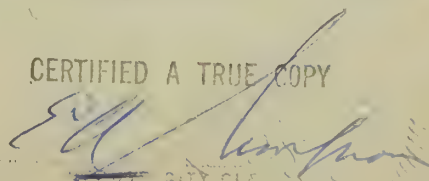
PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 24 R.P.D.C. 3(a), October 27
M. & S. Hoffman, Prospective Owners
Z.A. 81-43

CERTIFIED A TRUE COPY


CITY CLERK



AMENDMENT No. 371 of the Official Plan for the Hamilgon Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 371.

PURPOSE: To establish a policy to permit light industrial and commercial uses on lands designated as "Residential".

LOCATION: Lands situated at Nos. 24 to 60 Sanford Avenue North.

BASIS: It is proposed to amend the Restricted Area By-law to allow for limited light industrial and commercial uses on lands presently designated as "Residential". To permit this change, it is proposed that the present Official Plan provisions be modified accordingly.

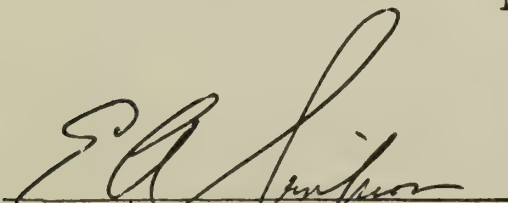
ACTUAL CHANGE: Notwithstanding the definition of land uses permitted within areas designated for "Residential" purposes in the Official Plan, limited light industrial and commercial uses may be permitted on land located at Nos. 24 to 60 Sanford Avenue North, and shown in red on Schedule "A" attached hereto.

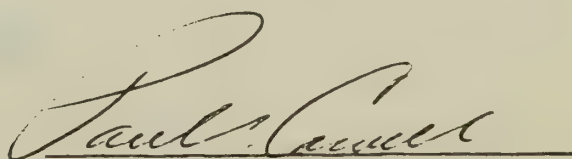
IMPLEMENTATION: A Restricted Area By-law will give effect to the intended limited light industrial and commercial uses of the subject lands.

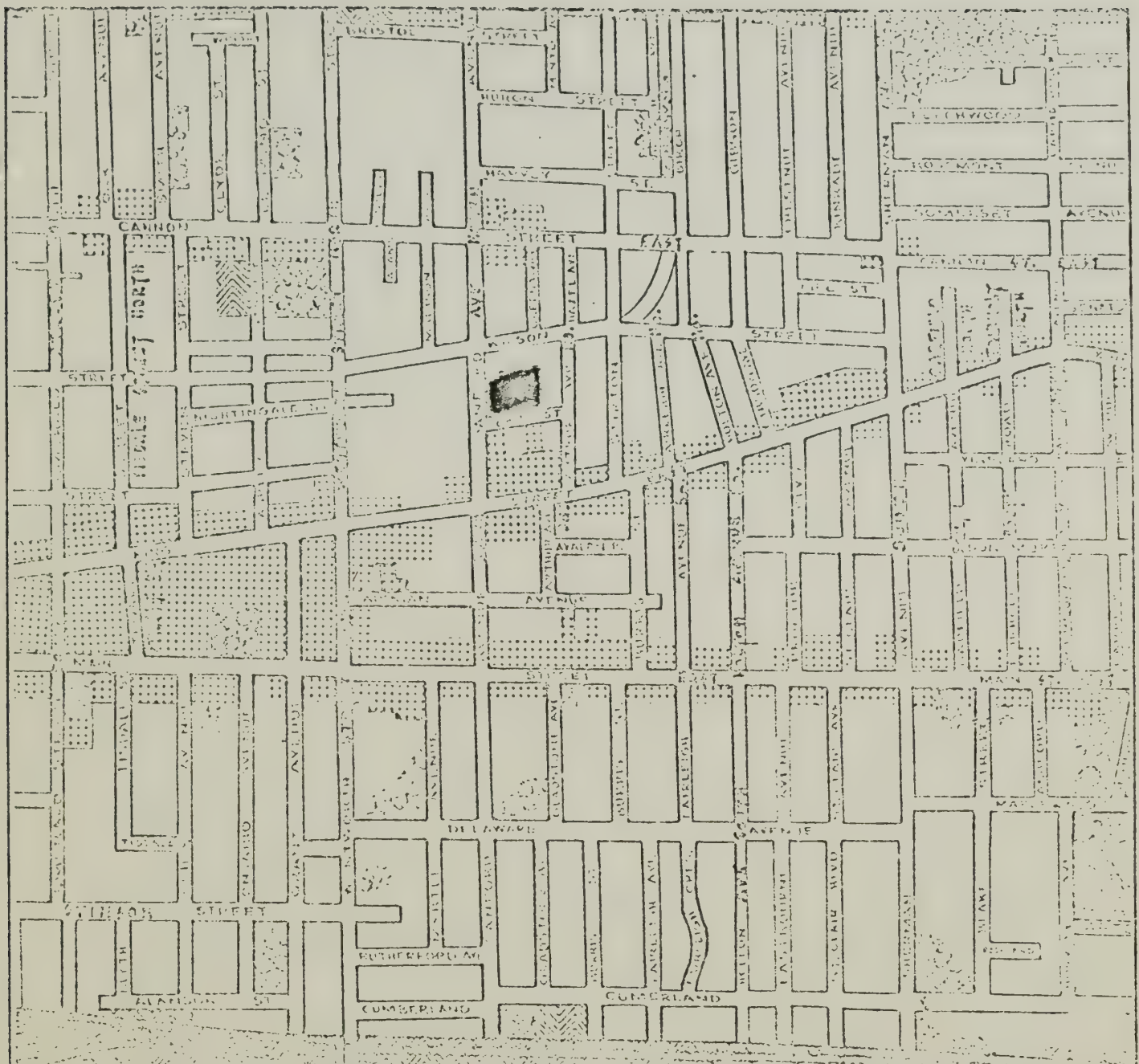
Bill No. D-156

This is Schedule 1 to By-law No. 81- 324 passed on the 24th day of November, 1981.

THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



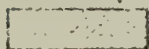
Land Use



RESIDENTIAL



COMMERCIAL



INDUSTRIAL



BUSINESS



RECREATION, CIVIC and CULTURAL

SCHEDULE "A"

TO AMENDMENT No. 371 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Subject to Amendment No. 371

North



Scale

1 : 10 000

Reference File No.

5-3-2-371

Date

OCTOBER 1991

Drawing No

81 - H - 119

The Corporation of the City of Hamilton

BY-LAW NO. 81- 325

To Adopt:

Official Plan Amendment No. 373

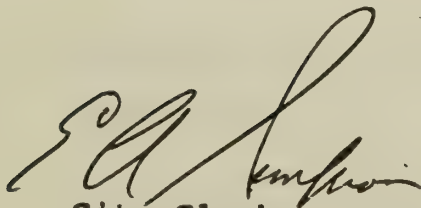
Respecting:

LAND LOCATED TO THE SOUTH-WEST OF RYMAL ROAD EAST
AND THE FUTURE EXTENSION OF UPPER GAGE AVENUE

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 373 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

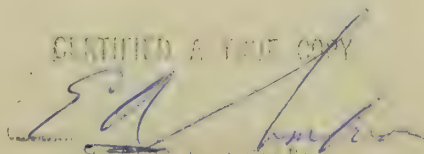
PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 24 R.P.D.C. 4(a), October 27
DiCenzo Construction Company Limited, Owner
Z.A. 79-19




CERTIFIED A TRUE COPY

AMENDMENT No. 373 to the Official Plan for the Hamilton Planning Area.

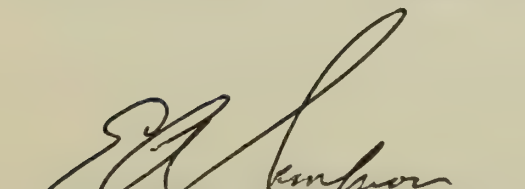
The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 373.

- Purpose: To establish a policy to permit an existing retail use, on an interim basis only, on lands designated for "Residential" purposes.
- Location: Lands situated to the south-west of Rymal Road East and the future extension of Upper Gage Avenue.
- Basis: It is proposed to amend the Restricted Area By-law for an existing retail fruit and vegetable market on an interim basis only. To permit this change, it is proposed that the present Official Plan provisions be modified accordingly.
- Actual Change: Notwithstanding the definition of land uses within areas designated for "Residential" purposes in the Official Plan, a retail fruit and vegetable market use within the existing building, and the outside storage, display and sale of garden supplies, limited in area to that currently being used, may be permitted on an interim basis, only on lands situated to the south-west of Rymal Road East and the future extension of Upper Gage Avenue and shown in red on Schedule "A" attached hereto.
- Implementation: A Restricted Area By-law will give effect to the intended use of the subject land.

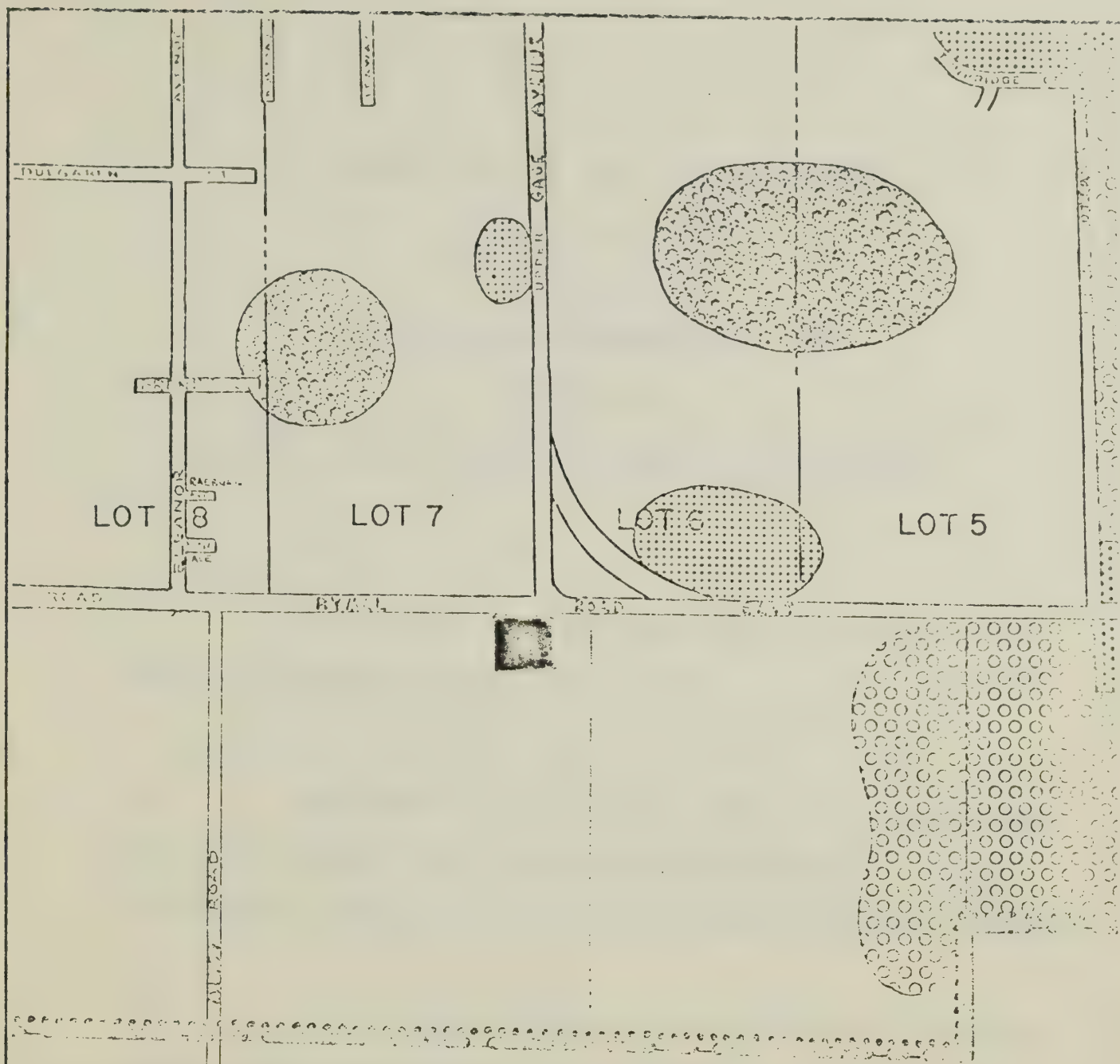
Bill No. D-157

This is Schedule 1 to By-law No. 81- 325 passed on the 24th day of November, 1981.

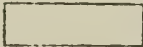
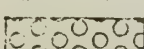
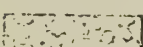
THE CORPORATION OF THE CITY OF HAMILTON


City Clerk


Mayor



Land Use

	RESIDENTIAL		BUSINESS
	COMMERCIAL		RESTRICTED MANUFACTURING
	RECREATION, CIVIC and CULTURAL		

SCHEDULE "A"

TO AMENDMENT NO. 373 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 Lands Subject to Amendment No. 373

North 	Scale 1:10 000	Reference File No. 5-3-2-373
	Date OCTOBER 1981	Drawing No. 81-H-121

The Corporation of the City of Hamilton

BY-LAW NO. 81- 326

To Adopt:

Official Plan Amendment No. 370

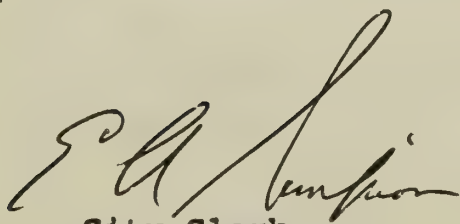
Respecting:

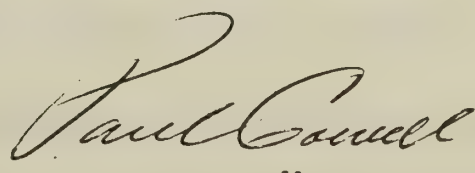
LANDS IN THE VICINITY OF THE INTERSECTION OF
STONE CHURCH ROAD EAST AND UPPER WELLINGTON STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 370 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

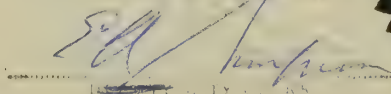
PASSED this 24th day of November A.D. 1981.


City Clerk

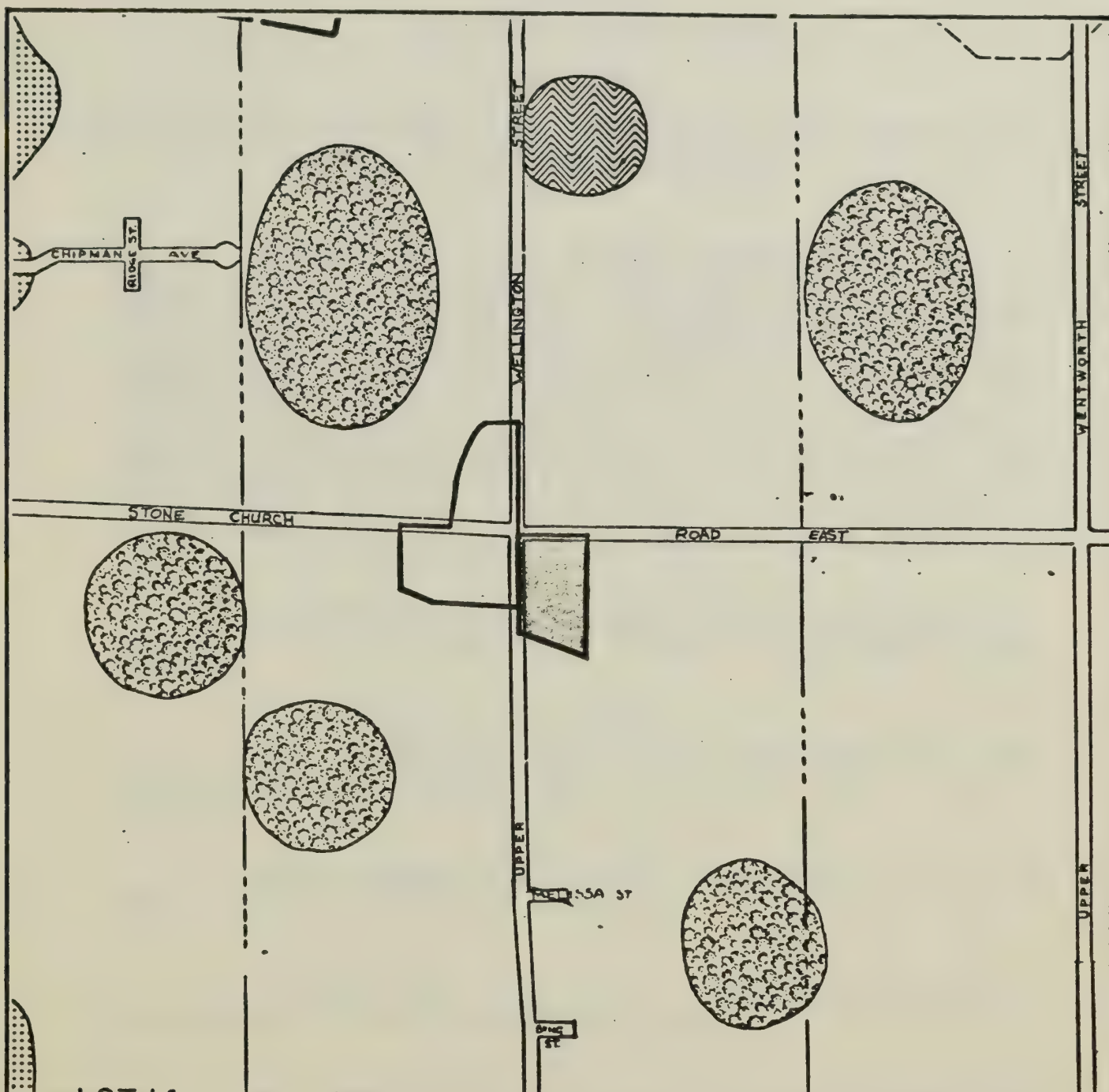

Acting Mayor

(1981) 25 R.P.D.C. 3, November 10

ORIGINAL TO A TRUE COPY


City Clerk



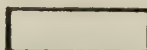


Land Use

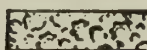


COMMERCIAL

INDUSTRIAL



RESIDENTIAL



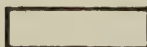
RECREATION, CIVIC AND CULTURAL

SCHEDULE "A"

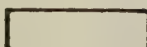
TO AMENDMENT No. 370 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change from Residential to Commercial



Change from Residential to Recreational,
Civic and Cultural

North



Scale
1:10,000

Date
October 1981

Reference File No.
5-3-2-370

Drawing No.
81-H-118

The Corporation of the City of Hamilton

BY-LAW NO. 81- 327

To Amend:

Zoning By-law No. 81-135

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 200 and 206 JAMES STREET SOUTH
and 17 ROBINSON STREET

WHEREAS By-law No. 81-135, passed on the 28th day of April, 1981, rezoned the land shown as Block 1 on schedule "A" thereto from "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district to "CR-3" (Commercial-Residential) district and provided for special requirements relating to height, yards, gross floor area, access to a commercial use through "E-3" zoned lands along the easterly part of the adjacent residential land shown as Block 3 on the said schedule "A" for an access driveway to the said Block 1 and also provided for removal of site plan control applicable to Block 2 so as to permit part of Blocks 2 and 3 to be used for part of the development to be constructed on Block 1;

AND WHEREAS it is intended to explicitly provide in this by-law that such use of Blocks 2 and 3 shall be permitted;

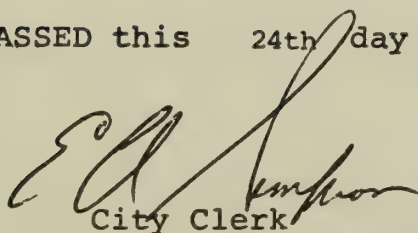
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2(1) of By-law No. 81-135 is amended by adding thereto the following paragraph:

3. Notwithstanding section 4(3)(a) and section 11C of By-law No. 6593 applicable to Block 3 and section 15B applicable to Blocks 1 and 2, the land comprised in Blocks 2 and 3 may be used for part of the residential-commercial development to be constructed on the land comprised in Block 1.

PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor

(1981) 5 R.P.D.C. 6(ii)(a), (iii)(b), January 27
Seventeen Robinson Street Limited, Owner
ZA-80-67

ENCLOSED A TRUE COPY

The Corporation of the City of Hamilton

BY-LAW NO. 81-328

To Repeal:

Zoning By-law No. 81-196

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 102 PARK STREET NORTH
AND 60 VINE STREET

WHEREAS By-law No. 81-196, passed on the 23rd day of June, 1981, rezoned the land shown on schedule "A" thereto from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district and established special requirements;

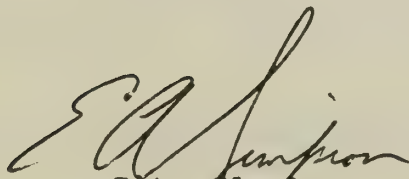
AND WHEREAS the application for rezoning has been withdrawn;

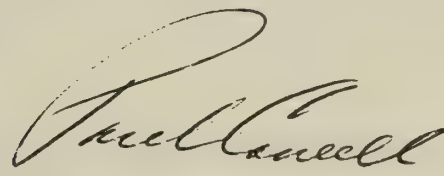
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 81-196 is repealed.

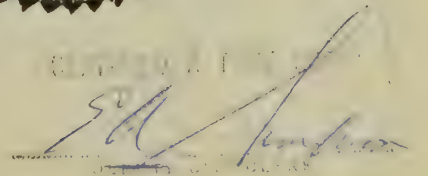
PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor



(1981) 25 R.P.D.C. 5, November 10
ZA-81-28



The Corporation of the City of Hamilton

BY-LAW NO. 81-329

To Amend:

Zoning By-law No. 75-217

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER JAMES STREET
IN THE AREA SOUTH OF MOHAWK ROAD WEST

WHEREAS By-law No. 75-217, passed on the 30th day of July, 1975, rezoned lands on the west side of Upper James Street in the area south of Mohawk Road and shown on schedule "A" thereto from "C" (Urban Protected Residential, etc.) district to "HH" (Restricted Community Shopping and Commercial) district and established certain special requirements including a commercial office building with a restricted gross floor area of 32,400 square feet;

AND WHEREAS By-law No. 77-5 was passed on the 25th day of January, 1977 amending By-law No. 75-217 to restrict the use of the said land to a commercial office building;

AND WHEREAS By-law No. 75-217, as amended by By-law No. 77-5, was approved by the Ontario Municipal Board on the 4th day of March, 1977, (File No. R 76953);

AND WHEREAS it is now intended to remove the restrictions relating to office buildings as aforesaid and to replace same by a wider variety of uses and to establish special requirements for gross floor area and parking on part of the land referred to in By-law No. 75-217, as amended by By-law No. 77-5, under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraphs 1 and 2 of section 2 of By-law No. 75-217, as amended by section 1 of By-law No. 77-5, are repealed and the following substituted therefor:

1. Notwithstanding the uses permitted under section 14A(1) of By-law No. 6593 only the following uses shall be permitted:

Business and professional offices, banks and financial institutions, personal service establishments, hairdressing establishments, beauty parlours, laundry or dry cleaning establishments, retail stores,

household appliance repair shops, photographers or artists studios, tailor shops, dressmakers shops, millinery shops, shoe repair shops, pharmaceutical, chemical, physicians or opticians laboratories, but not a factory.

2. The gross floor area of the commercial development shall not exceed 697 square metres.
6. Notwithstanding section 14A(5)(a)(i) of By-law No. 6593, four parking spaces may be provided off the site on adjacent land to the north.

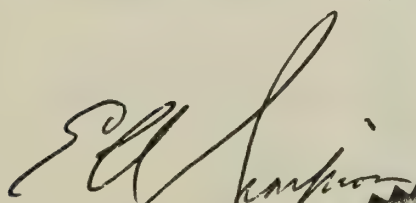
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-509a".

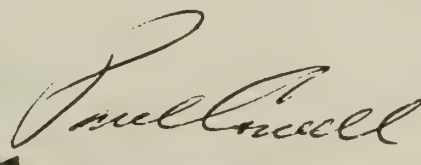
3. Sheet No. W-9 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 75-217 and shown on schedule "A" hereto annexed and forming part of this by-law, "S-509a".

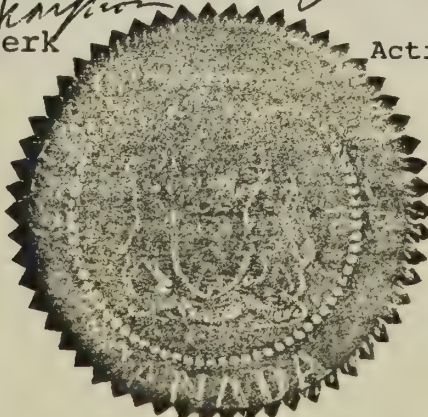
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

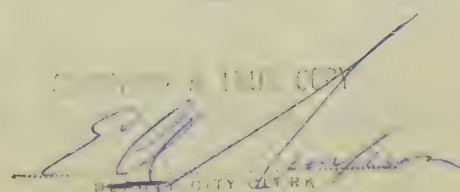
PASSED this 24th day of November A.D. 1981.


City Clerk


Acting Mayor



(1981) 23 R.P.D.C. 4, October 13
Canada Trust, Owner
Z.A. 81-24

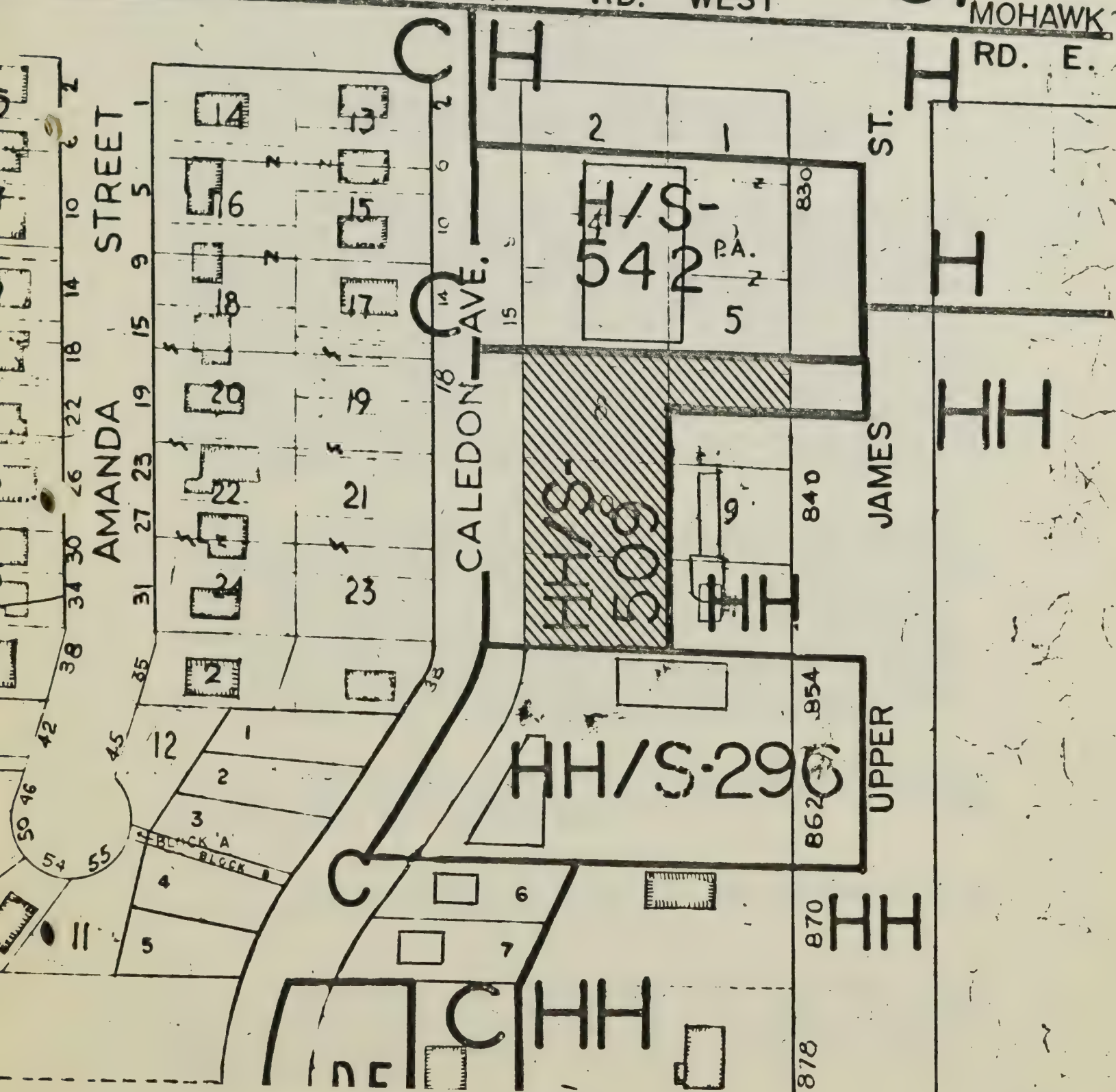

CITY CLERK

MOHAWK

RD. WEST

G

MOHAWK
RD. E.



Lands on Part of Sheet No. W-9 of the Zoning District Maps to be regulated by By-law No. 81- 329



2A 81-24

Bill No. D-161

This is Schedule "A" to By-law No. 81-329 passed the 24th day of November, 1981.

THE CORPORATION OF ~~THE~~ CITY OF HAMILTON

E. A. Simpson
City Clerk

Paul Gruell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-330

To Amend:
Zoning By-law No. 6593
Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF
BAY STREET NORTH AND YORK BOULEVARD

WHEREAS By-law No. 76-233, passed on the 27th day of July, 1976 and approved by the Ontario Municipal Board on the 22nd day of November, 1976, (File No. R 762646), as amended by By-law No. 77-46, passed on the 22nd day of February, 1977 and approved by the Ontario Municipal Board on the 14th day of July, 1978, (File No. R 78187), and By-law No. 80-009, passed on the 29th day of January, 1980 rezoned certain lands adjacent to York Boulevard from Dundurn Street to Bay Street as shown on schedule "A" thereto and established special standards for development of those lands including depth of required yards adjacent to York Boulevard and establishment of a building canopy along York Boulevard;

AND WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821) so as to relieve the property from setback and landscaping restrictions imposed by the applicable "CR-3" District provisions of By-law No. 6593, and the restrictions relating to yards and building canopy imposed by By-law No. 76-233, as amended by By-law No. 80-009;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

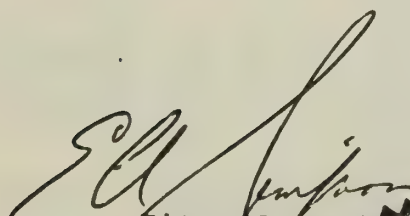
1. The "CR-3" (Commercial-Residential) district provisions of By-law No. 6593 applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 15B(9)(a) of By-law No. 6593, and subsection 15B(10) of the said By-law, there shall be provided and maintained for any residential use not exceeding 12 storeys and appurtenant parking structure,
 - (i) a yard abutting Caroline Street having a depth of not less than 1.0 metre; and
 - (ii) a yard abutting Napier Street having a depth of not less than 1.0 metre; and

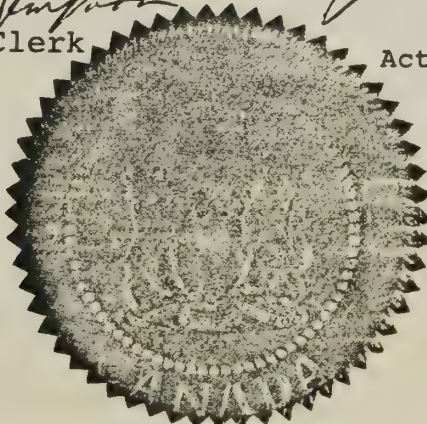
- (b) notwithstanding subsection 15B(21) of By-law No. 6593 there shall be provided and maintained on the same lot and within the "CR-3" District not less than 8.8% of the area of the lot on which the building and structure are situate, as landscaped area; and
- (c) notwithstanding subsection 15B(23) of By-law No. 6593 not less than 8.8% of the area of the lot shall be landscaped at grade; and
- (d) notwithstanding subsection 15B(26) and paragraphs A and C of subclause 2(2)J(xa) of By-law No. 6593, not less than 30% of the landscaped area, as provided in subsection 21 of section 15B of By-law No. 6593, as amended by clause (b) of this section shall be natural earth comprised of the natural planting of grass lawns, trees, shrubs and flowers in such a manner as to establish and enhance the beautification of the landscaped area and any building or structure on the same lot; and
- (e) notwithstanding paragraphs 1, 2 and 6 of section 5 of By-law No. 76-233, as amended by By-law No. 80-009 and section 18(3)(vi)(f) of By-law No. 6593,
 - (i) there shall be provided and maintained for any part of any building or structure located at the south-easterly corner of the intersection of York Boulevard and Caroline Street North, a set-back having a distance of not less than 1.0 metre from the radius of the property line adjacent to the intersection of York Boulevard and Caroline Street North;
 - (ii) a decorative wall not greater than 0.9 metre in height shall be permitted within the required 3.0 metres yard along York Boulevard only if a yard having a depth of not less than 2.5 metres from York Boulevard is provided and maintained for the purpose of the wall; and
- (f) notwithstanding paragraph 3 of section 5 of By-law No. 76-233, as amended by By-law No. 80-009, a protective structure in the form of a canopy or building overhang shall be provided and maintained as part of any building,
 - (i) erected along York Boulevard between Caroline Street North and Bay Street North, but no such canopy or building overhang is required to be provided and maintained for any part of any building that is adjacent to the radius of the property line which is adjacent to the intersection of York Boulevard and Caroline Street North;
 - (ii) where a building is erected at a distance greater than 40 metres from York Boulevard, a protective structure in the form of a canopy or building overhang shall not be required to be provided and maintained along York Boulevard.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "CR-3" District provisions, as amended by By-laws No. 76-233 and 80-009, as varied by the special requirements referred to in section 1.
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-777".
4. Sheet No. W-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-777".
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 24th day of November A.D. 1981.

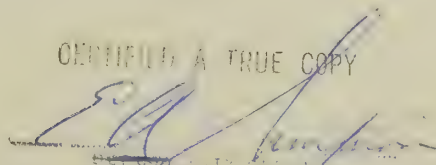

City Clerk


Acting Mayor



(1981) 26 R.P.D.C. 1, November 24
City Initiative 81-BB

CERTIFIED A TRUE COPY





LEGEND



Lands on Part of Sheet No. W-4 of The Zoning District Maps to be regulated by By-law No. 81-330

Bill No. D-162

This is Schedule "A" to By-law No. 81-330 passed the 24th day of November, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

Ed Simpson
City Clerk

Paul Powell
Mayor

By-law No. 81 - 334

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 15 (Designated Traffic Lanes) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding thereto the following item, namely:-

"Limeridge 100 feet east of North Anytime Westerly
easterly entrance to to Northerly".
Limeridge Mall and
easterly entrance to
Limeridge Mall

2. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section A (No Stopping Anytime) the following item, namely:-

"Wallace West McAnulty to 50 feet north".

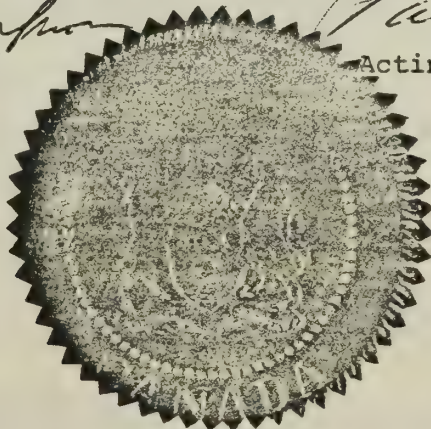
3. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"McAnulty South 40 feet 42 feet east of Ottawa Anytime".

PASSED this 24th day of November, A.D. 1981.

[Signature]
City Clerk

[Signature]
Acting Mayor



(1981) 21 R.T.E.C., November 24

TRUE COPY
[Signature]

By-law No. 81 - 335

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Section 7 (Moving Buildings or Other Over-Weight or Over-Size Loads) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by deleting from sub-section (4)(c) the following words, namely:-

"3,000 pounds".

and by substituting therefore the following words, namely:-

"1.5 tonnes".

2. Section 8 (Heavy Traffic) is hereby further amended by deleting from sub-section (1) the following words, namely:-

"eight thousand (8,000) pounds".

and by substituting therefore the following words, namely:-

"four (4) tonnes".

3. Schedule 7 (Weight Restrictions on Certain Bridges) is hereby amended by deleting therefrom the following items, namely:-

"Valley Inn Road, bridge over Grindstone Creek	15 Tons
Pearl Street, bridge over railway	8 Tons
Poulette Street, bridge over railway	8 Tons
Ray Street, bridge over railway	8 Tons".

and by adding thereto the following items, namely:-

"Valley Inn Road, bridge over Grindstone Creek	13.5 Tonnes
Ray Street, bridge over railway	7 Tonnes".

4. Schedule 23 (Hamilton Street Railway Bus Stops) is hereby amended:-

(a) by deleting from the Westbound Column of the Stoney Creek Saltfleet Community Table the following items, namely:-

"Limeridge at No. 508 (MB)
Limeridge 100' east of Upper Wentworth".

and by adding thereto the following items, namely:-

"Limeridge at west entrance to Mall
Limeridge 200' east of Upper Wentworth".

(b) by deleting from the Eastbound Column of the Stoney Creek Saltfleet Community Table the following item, namely:-

"Limeridge 100' east of Upper Wentworth (FS)".

and by adding thereto the following item, namely:-

"Limeridge 200' east of Upper Wentworth (FS)".

5. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Burris
McAnulty
Wallace

Both
North
East

Main to 75 ft. northerly
Ottawa to Wallace
McAnulty to Beach".

and by adding thereto the following items, namely:-

"Burris
Burris

East
West

Main to 61 feet northerly
Main to 72 feet northerly".

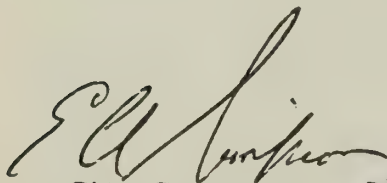
6. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

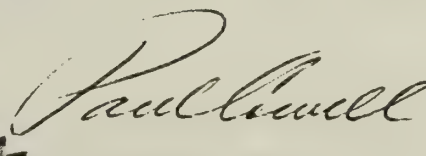
"Hampton
McAnulty to Beach Road

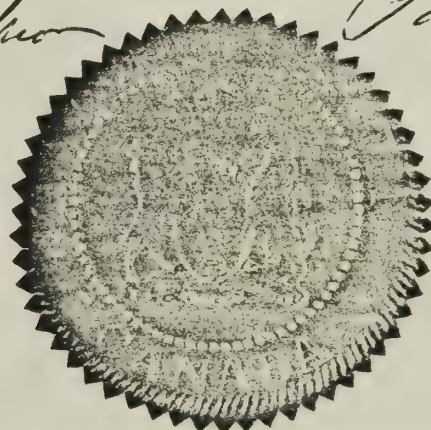
East

West".

PASSED this 24th day of November, A.D. 1981.

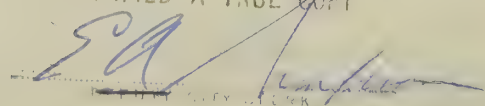

City Clerk


Acting Mayor



(1981) 21 R.T.E.C., November 24

CERTIFIED A TRUE COPY



The Corporation of the City of Hamilton

BY-LAW NO. 81- 337

To Authorize:

THE ESTABLISHMENT OF A COMMUNITY RECREATION CENTRE
AT THE SIR ALLAN MACNAB SECONDARY SCHOOL

WHEREAS subsection 1 of section 2 of The Community Recreation Centres Act, 1974, S.O. Chapter 80, 1974 provides as follows:

2. (1) The council of a municipality may, by by-law, provide for the establishment, maintenance and operation of one or more community recreation centres in accordance with this Act and the regulations and may acquire by purchase, lease or otherwise real and personal property for that purpose and the council shall submit a copy of the by-law to the Minister.

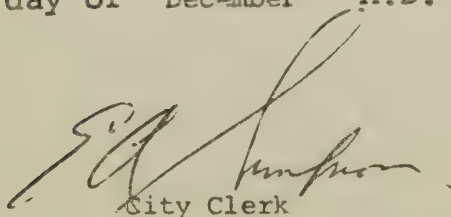
AND WHEREAS it is intended that a community recreation centre shall be established at the Sir Allan MacNab Secondary School.

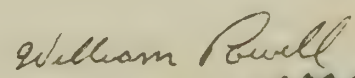
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby provided that a community recreation centre shall be established, maintained and operated on the land of Sir Allan MacNab Secondary School and appurtenant thereto, by The Corporation of the City of Hamilton.
2. It is hereby provided that real and personal property shall be acquired by purchase, lease, or otherwise as may be necessary for the purpose of the community recreation centre.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to this by-law.

READ A FIRST AND SECOND TIME on the 24th day
of June A.D. 1980.

READ A THIRD TIME AND FINALLY PASSED on the 8th
day of December A.D. 1981.


City Clerk


Mayor

(1980) 17 R.B.C. 7, March 25

The Corporation of the City of Hamilton

BY-LAW NO. 81- 338

To Amend:

Market By-law No. 81-180

Respecting:

MARKET HOURS

WHEREAS By-law No. 81-180, passed on the 23rd day of June, 1981, in accordance with section 4 of The City of Hamilton Act, 1964, and paragraph 1 of section 364 of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 65 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302), provided for regulation of the Hamilton Market;

AND WHEREAS the said by-law provides for market hours for stallholders;

AND WHEREAS it is desirable to provide for market hours for customers.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (h) of section 1 of By-law No. 81-180 is repealed and the following substituted therefor:

(h) "market hours" means the hours during which the market premises shall be open on a market day, as provided in section 5a;

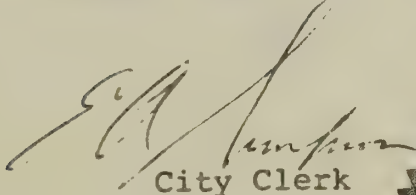
2. The said by-law is amended by adding the following thereto:

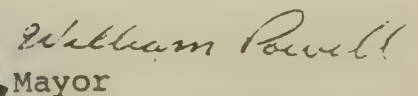
Market Hours

5a. (1) The market hours for customers shall be from 7:00 o'clock in the forenoon to 6:00 o'clock in the afternoon of the same day.

(2) The market hours for stallholders shall be from 12:00 o'clock midnight to 6:00 o'clock in the afternoon of the same day.

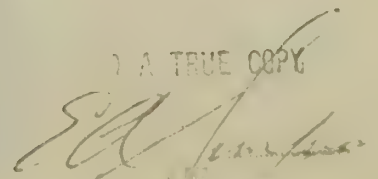
PASSED this 8th day of December A.D. 1981.


City Clerk


Mayor



A TRUE COPY



The Corporation of the City of Hamilton

BY-LAW NO. 81- 339

To Authorize:

RENOVATIONS, RECONSTRUCTION, ALTERATION AND ADDITION
TO THE CORONATION COMMUNITY RECREATION CENTRE

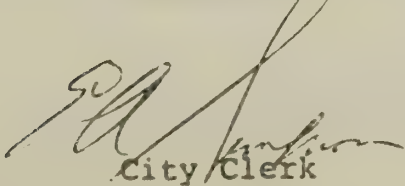
WHEREAS the Ontario Municipal Board by Order dated the 27th day of July, 1981, (File No. E 81863), approved,

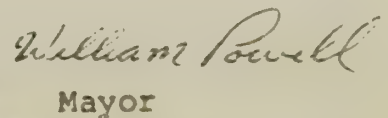
- (a) the renovations, reconstruction, alteration and addition to the Coronation Community Recreation Centre at an estimated cost of \$648,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures not exceeding \$573,000.00 and not to exceed the net cost of such undertaking to the applicant, for a term not to exceed twenty years, by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the renovations, reconstruction, alteration and addition to the Coronation Community Recreation Centre may now proceed in accordance with the Order of the Ontario Municipal Board dated July 27, 1981, (File No. E 81863).
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 8th day of December A.D. 1981.


City Clerk


Mayor

(1981) 14 R.F.C. 9, June 23



The Corporation of the City of Hamilton

BY-LAW NO. 81-340

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 86 RAY STREET NORTH

WHEREAS a Notice dated the 13th day of February 1981 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 23rd day of March, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS an appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS a hearing was held on the 28th day of April, 1981 by the Property Standards Committee in accordance with subsection 11 of section 36 of the said Act;

AND WHEREAS the Property Standards Committee confirmed the Order in accordance with subsection 18 of section 36 of the said Act;

AND WHEREAS no appeal has been lodged with a Judge of the Judicial District pursuant to subsection 19 of section 36 of the said Act;

AND WHEREAS the Order is now deemed to be final and binding pursuant to subsection 20 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

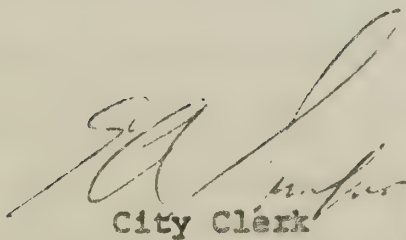
AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

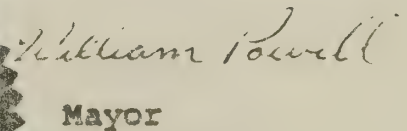
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 8th day of December A.D. 1981.


City Clerk




Mayor

(1981) 26 R.P.D.C. 3, November 24

SCHEDULE "A"

TO BY-LAW NO. 81-340

Municipal Address: 86 Ray Street North

THOSE lands and premises located in the following municipality, namely, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of Lot Number Five (5) Block Number 4, Range Number One north of King Street on the corner of Ray and Main (now Peter) Street in James Mills Survey, said Lot having a frontage on Main (now Peter) Street of one hundred and thirty-two feet (132') and on Ray Street of sixty-six feet (66') more or less, saving and excepting therefrom the portions heretofore conveyed to Mary O'Brien and William Barrett respectively by deeds dated 19th June, 1885, and 17th July, 1893, and registered in the Registry Office for the County of Wentworth as Number 32779, described as follows: COMMENCING on Peter Street at the South

easterly angle of said Lot Number 5;

THENCE westerly along the northerly limit of Peter Street forty-nine feet (49') to the east limit of an alleyway eight feet wide; THENCE northerly sixty-six feet (66') more or less in a line so as to intersect a point on the northerly limit of said Lot Number 5 at the distance westerly of forty-four feet (44') from the northeast angle of said Lot Number 5;

THENCE easterly along the northerly limit of said Lot Number 5 forty-four feet (44') to the northeasterly angle of Lot Number 5;

THENCE southerly along the easterly limit of said Lot Number 5, sixty-six feet (66') more or less to the place of beginning.

TOGETHER WITH the right-of-way over and across the said alley or roadway in common with other owners of said Lot Number 5.

AND NUMBER 54521, described as follows:

COMMENCING at the northwest angle of the said Lot Number 5 on Ray Street;

THENCE in a southerly course along the easterly line of Ray Street thirty feet (30') more or less to a point opposite the centre of

the division wall between the frame tenement situate on the land intended to be hereby conveyed and the brick tenement immediately to the south thereof;

THENCE easterly on a line running through the centre of said division wall and continuing on the same course to the west line of the alleyway running in rear of said premises;

THENCE northerly along the west line of said alleyway, twenty-one feet (21') to the north line of said Lot Number 5;

THENCE westerly along the north limit of said Lot Number 5 to the place of beginning.

TOGETHER WITH the right to use said alleyway in common with the owners of said Lot Number 5.

The Corporation of the City of Hamilton

BY-LAW NO. 81-341

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 44 and 52 ELGIN STREET

WHEREAS By-law No. 79-215, passed on the 31st day of July, 1979 and approved by the Ontario Municipal Board on the 7th day of December, 1979, (File No. R 793536), provided for the use of vacant land shown on schedule "A" thereto for the parking of motor vehicles in accordance with section 35 (29) of The Planning Act, R.S.O. 1970, Chapter 349, [now R.S.O. 1980, Chapter 379, section 40(30)], and established such use as a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board on the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS it is intended to provide for the use of the said vacant land for a further period of two years;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "A" (Conservation, Open Space, Park and Recreation) district provisions of By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding section 7 of By-law No. 6593, the land may be used for the parking of motor vehicles thereon for a period of two years from the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" District provisions, subject to the special requirement referred to in section 1.

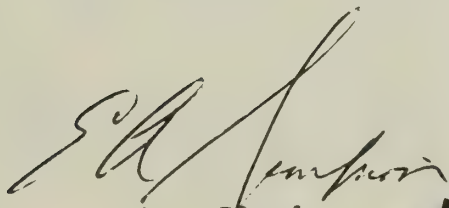
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-657a".

4. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-657a".

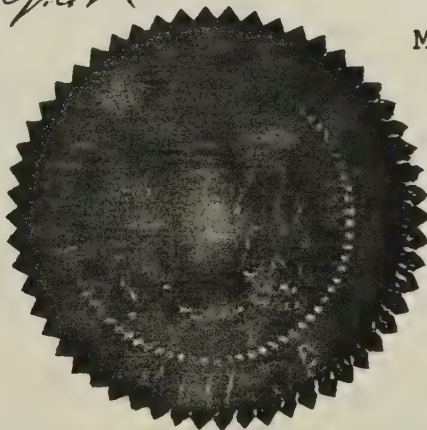
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

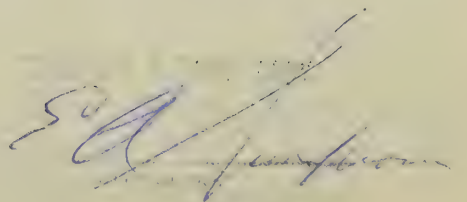
PASSED this 8th day of December A.D. 1981.

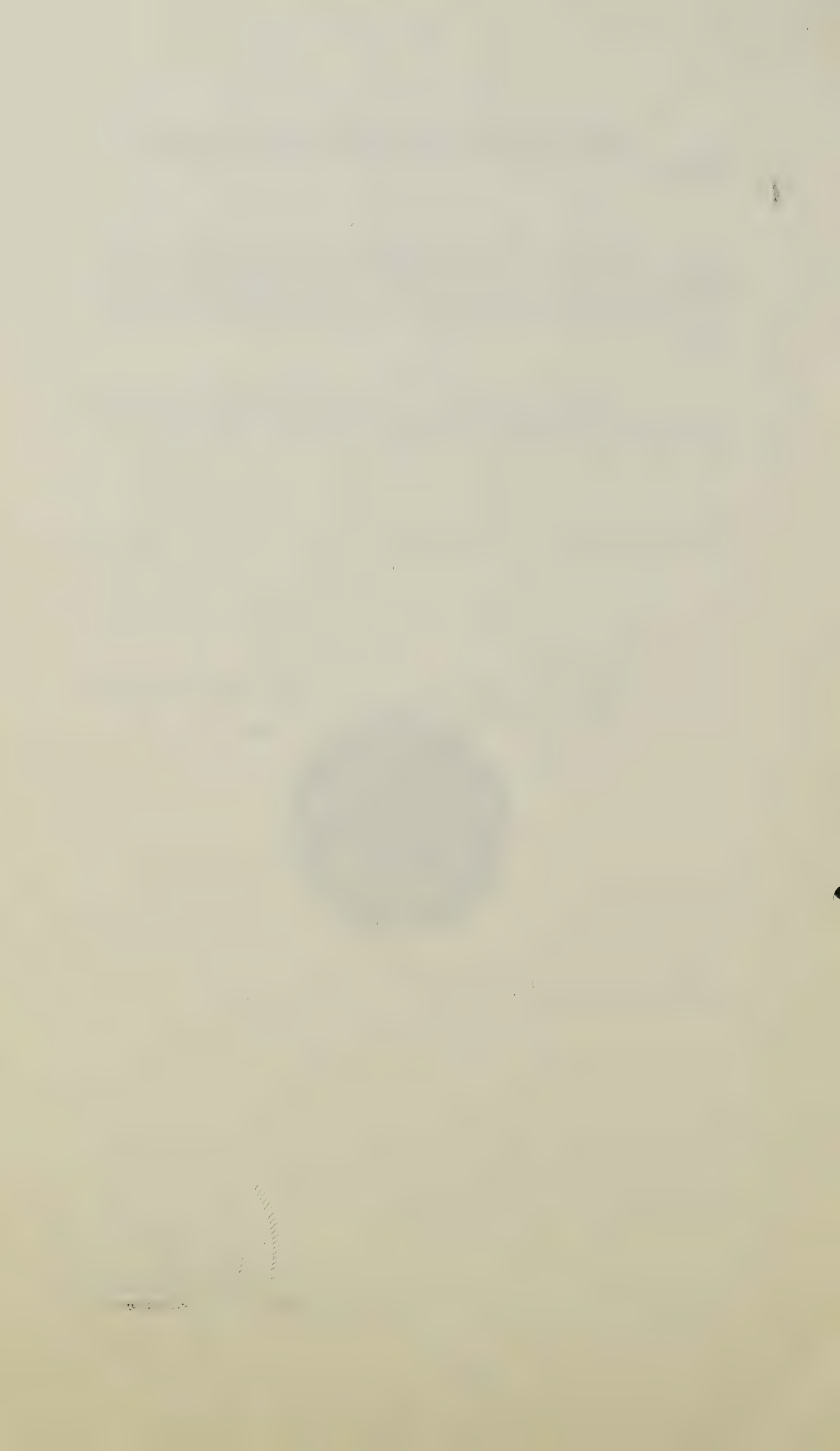

City Clerk

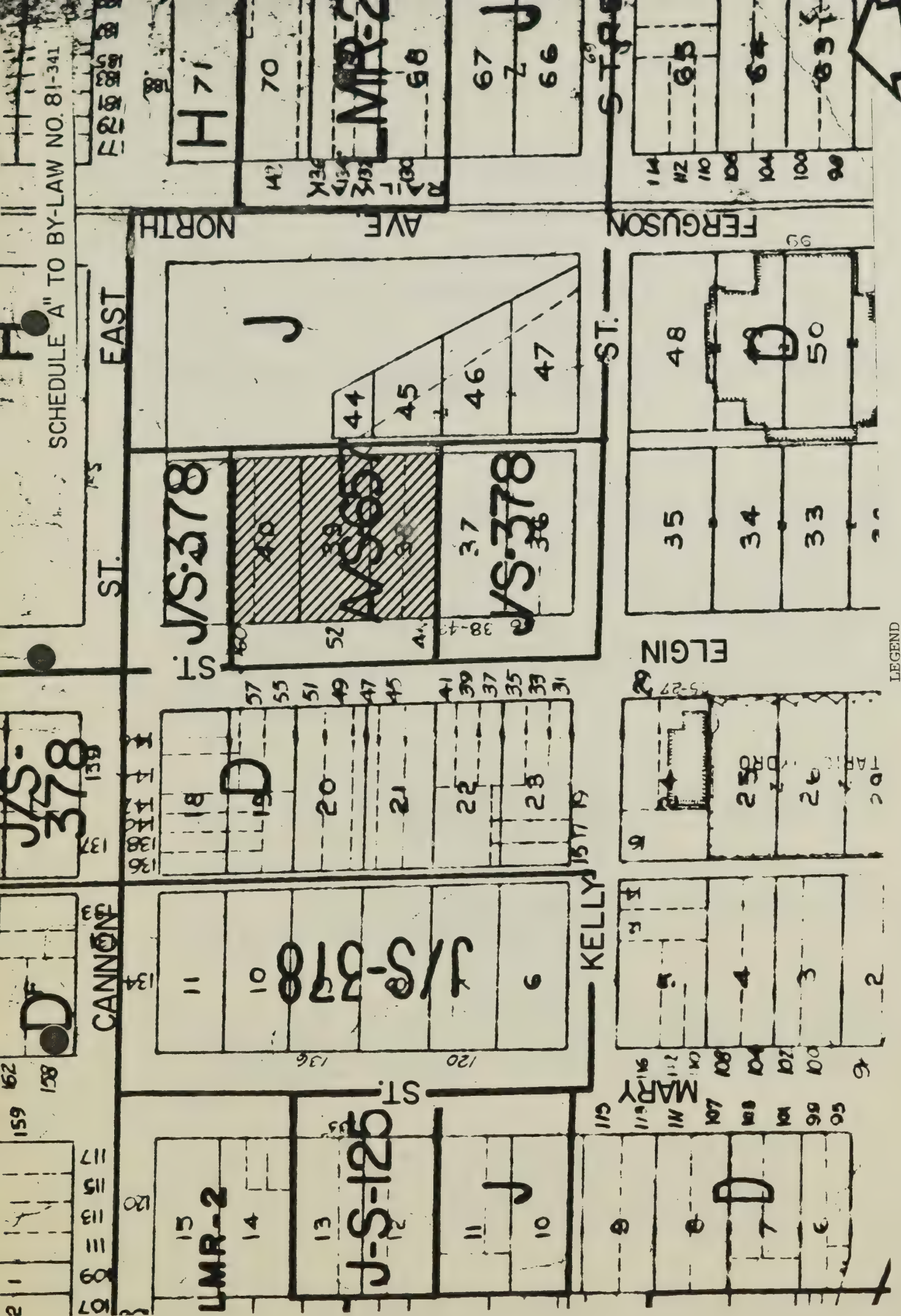

Mayor



(1981) 24 R.P.D.C. 6, October 27
City Initiative 81-Y







Bill No. D-165

This is Schedule A to By-law No. 81-341 passed the 8th day of December, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

William Powell
Mayor

Lands on Part of Sheet No. E-4 of The Zoning District Maps to be regulated by By-law No. 81-341

The Corporation of the City of Hamilton

BY-LAW NO. 81- 342

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH-EAST CORNER OF LIMERIDGE ROAD EAST
AND UPPER WENTWORTH STREET

WHEREAS By-law No. 79-305, passed on the 30th day of October, 1979 and approved by the Ontario Municipal Board on the 9th day of January, 1980, (File No. R 8023), provided for the use of vacant land shown on schedule "A" thereto for the parking of motor vehicles in accordance with section 35 (29) of The Planning Act, R.S.O. 1970, Chapter 349, [now R.S.O. 1980, Chapter 379, section 40(30)], and established such use as a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions of By-law No. 6593 applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding section 7A of By-law No. 6593, the land may be used for the parking of motor vehicles thereon for a period of two years from the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirement referred to in section 1.

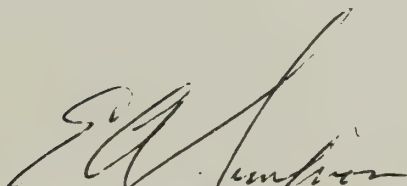
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-675a".

4. Sheet No. E-27A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-675a".

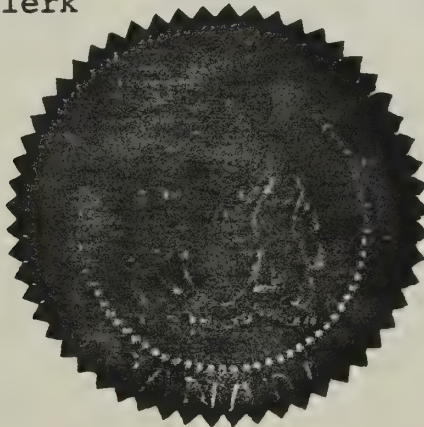
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

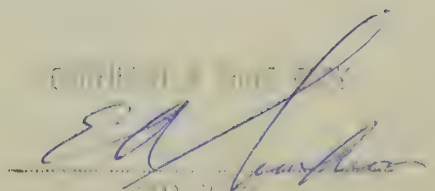
PASSED this 8th day of December A.D. 1981.

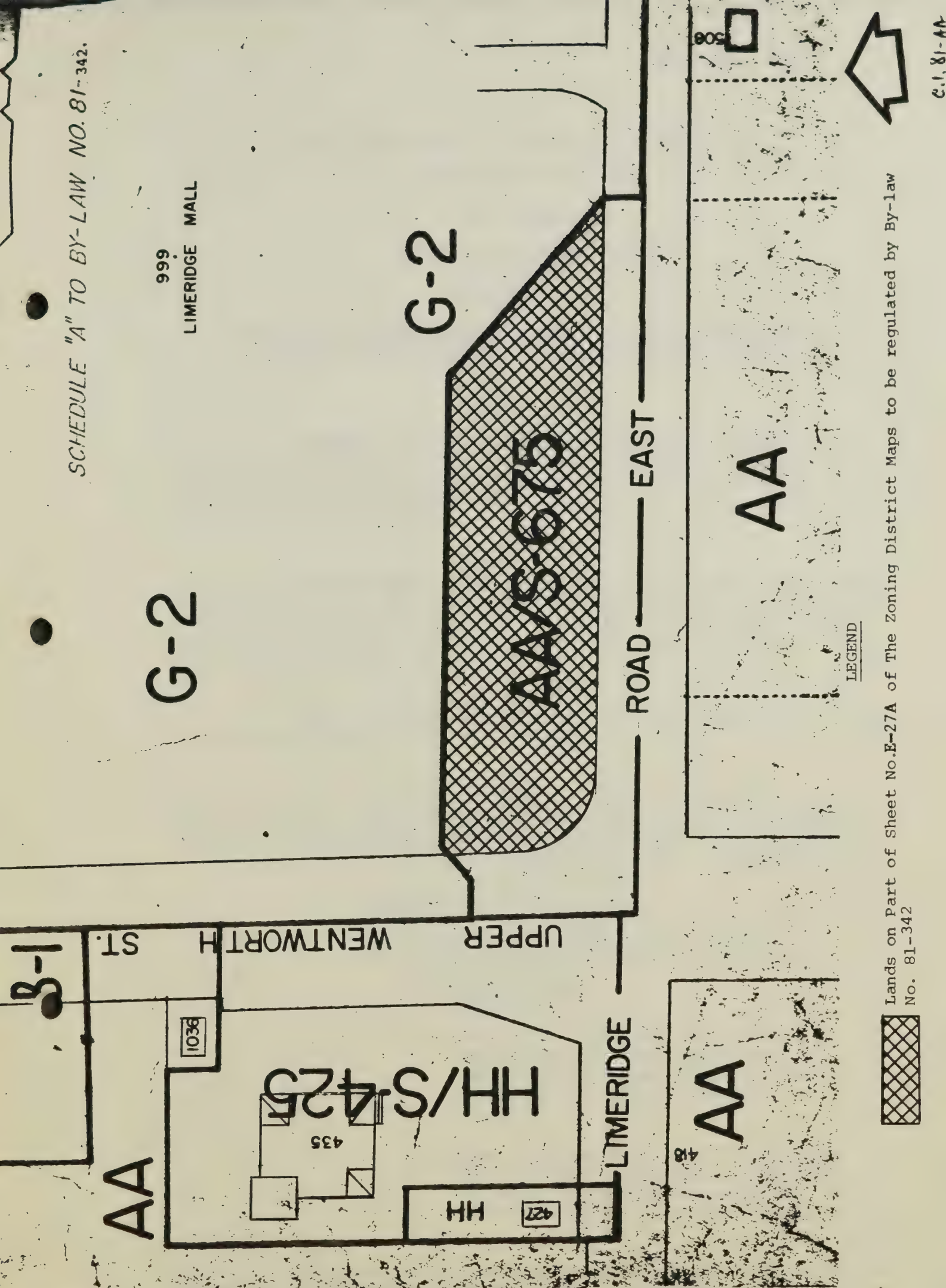

City Clerk


Mayor



(1981) 25 R.P.D.C. 2, November 10
City Initiative 81-AA





Bill No. D-166

This is Schedule "A" to By-law No. 81-342 passed the 8th day of December, 1981

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 343

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED TO THE SOUTH-WEST OF RYMAL ROAD EAST
AND THE FUTURE EXTENSION OF UPPER GAGE AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to the lands the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding section 7A(1) of By-law No. 6593, no uses shall be permitted other than one or more of the following,

(i) COMMERCIAL USES:

1. A retail fruit and vegetable market within the existing building as established at the date of the passing of this by-law.
2. The outside storage, display and sale of garden supplies, limited in area to that being used at the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, as varied by the special requirement referred to in section 1.

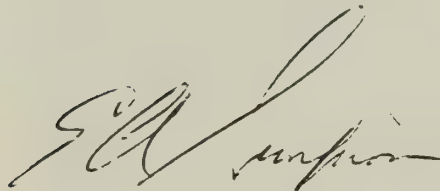
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-773".

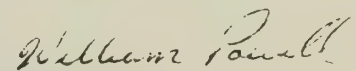
4. Sheet No. E-38E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-773".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

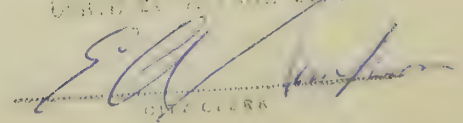
PASSED this 8th day of December A.D. 1981.

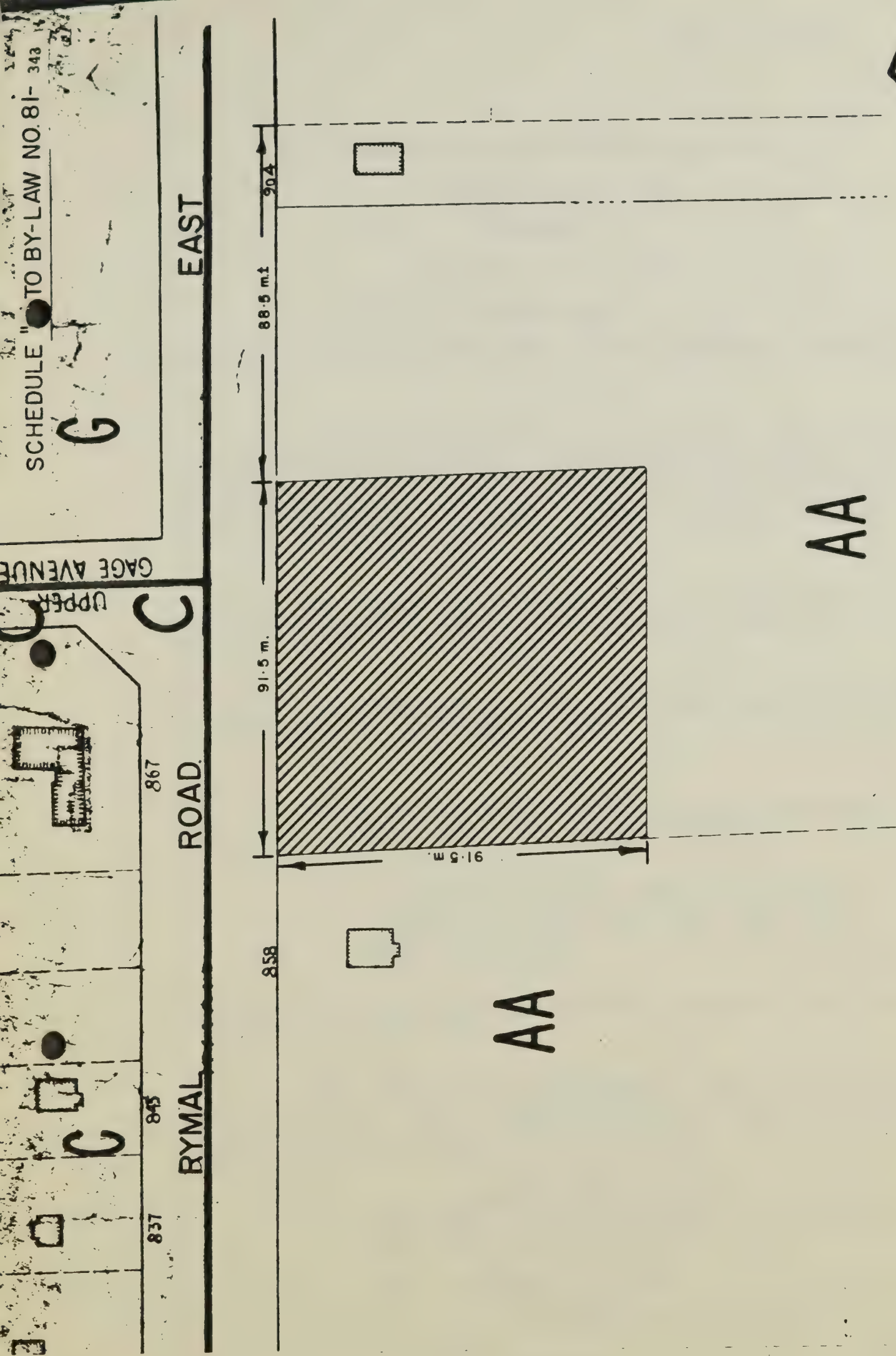

City Clerk


Mayor



(1981) 24 R.P.D.C. 4(b), October 27
DiCenzo Construction Company Limited, Owner
ZA-79-19

MAILED BY A TIME COPY

CITY CLERK



LEGEND

Lands on Part of Sheet No. E-38E of The Zoning District Maps to be regulated by By-law No. 81-343



2 A 14-19

Bill No. D-167

This is Schedule "A" to By-law No. 81-343 passed the 8th day of December

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 344

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 395 and 397 CENTENNIAL PARKWAY NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-102 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "KK" (Restricted Heavy Industrial) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following special requirement that,

- (a) notwithstanding section 14A(1) of By-law No. 6593, no uses shall be permitted other than one or more of the following,

- (i) RESIDENTIAL USES:

- 1. A single family dwelling;
 - 2. A motel;

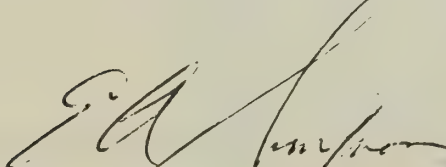
- (ii) COMMERCIAL USES:

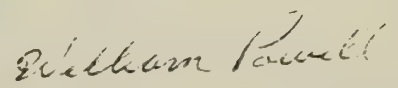
- 1. A restaurant;
 - 2. A motel office;

(iii) ACCESSORY USES:

1. Any use accessory to the uses mentioned in subclauses (i) and (ii).
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, as varied by the special requirement referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-772".
5. Sheet No. E-102 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-772".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

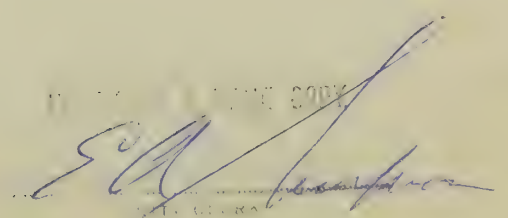
PASSED this 8th day of December A.D. 1981.


City Clerk


Mayor



(1981) 24 R.P.D.C. 1, October 27
Centennial Pines Motel, Owner
ZA-81-54



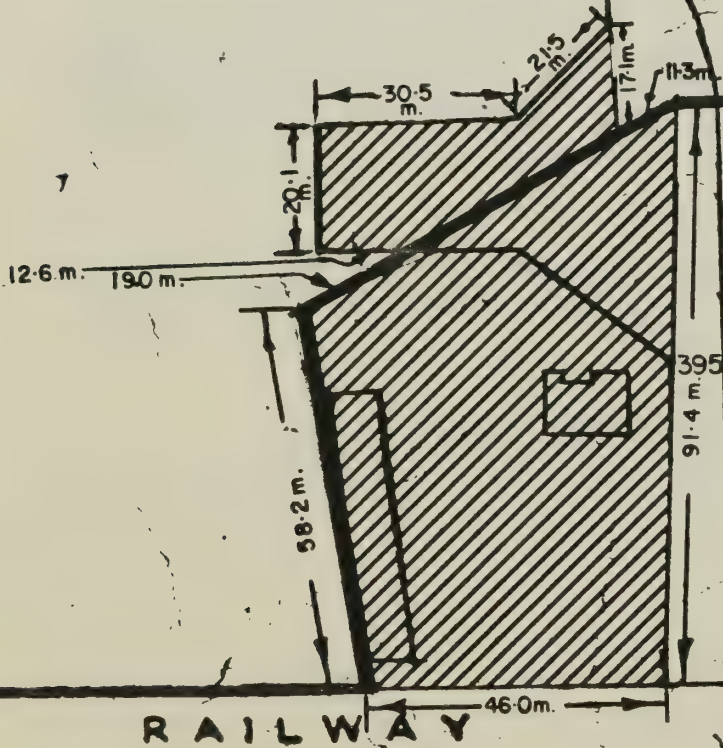
100

KK/S-240

PARKWAY NORTH

CENTENNIAL

KK



KK

CITY PLANNING
CITY OF HAMILTON

LEGEND



Lands on Part of Sheet No. E-102 of The Zoning District Maps to be re-zoned from "KK" (Restricted Heavy Industrial) District to "HH" (Restricted Community Shopping and Commercial) District.

2A 81-54

Bill No. D-168

This is Schedule "A" to By-law No. 81-344 passed the 8th day of December, 1981

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 345

To Repeal:

By-law No. 81-197

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 102 PARK STREET NORTH
AND 60 VINE STREET

WHEREAS By-law No. 81-197, passed on the 23rd day of June, 1981 established site plan control on the land referred to therein, in accordance with section 35a of The Planning Act, as re-enacted by section 1 of The Planning Amendment Act, 1979, Chapter 59, (now section 40 of The Planning Act, R.S.O. 1980, Chapter 379);

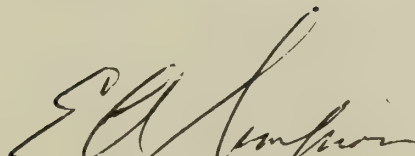
AND WHEREAS an application for rezoning of the property from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district was withdrawn and the rezoning By-law No. 81-196, passed on the 23rd day of June 1981 was repealed by By-law No. 81-328, passed on the 24th day of November, 1981;

AND WHEREAS it is desirable to repeal the site plan control By-law No. 81-197.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 81-197 is repealed.

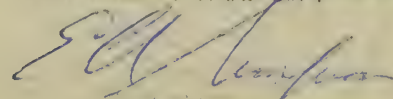
PASSED this 8th day of December A.D. 1981.


City Clerk


Mayor

(1981) 25 R.P.D.C. 5, November 10
ZA-81-28





The Corporation of the City of Hamilton

BY-LAW NO. 81-346

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF ROBINSON AND PARK STREETS

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-5 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1,

the extent and boundaries of which Block are shown on a plan hereto annexed as schedule "A".

2. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land shown on schedule "A" as Block 1, and the "E" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land shown on schedule "A" as Block 2, are respectively amended to the extent only of the following special requirements that,

- (a) as to Block 1, notwithstanding section 9(1) of By-law No. 6593, no use shall be permitted other than the following,

- (i) PUBLIC USE:

- 1. The Royal Hamilton Military Institute within the building existing at the date of the passing of this by-law;

- (ii) ACCESSORY USE:

- 1. A military museum within the building existing at the date of the passing of this by-law;

- (b) as to Block 1, notwithstanding section 9(3) (ii) of By-law No. 6593, a side yard shall not be required along the easterly zoning District line;
- (c) as to Block 1, notwithstanding section 18(3) (iv)(e) of By-law No. 6593, on-site parking shall not be required;
- (d) as to Block 2, notwithstanding section 11(2) (ii) of By-law No. 6593, no building shall exceed eleven storeys in height;
- (e) as to Block 2, notwithstanding section 11(3) (ii)(b) of By-law No. 6593, a side yard shall not be required along the westerly zoning District line;
- (f) as to Block 2, notwithstanding section 11(5) of By-law No. 6593, a gross floor area not exceeding 4,298 square metres shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" and "E" District provisions, as varied by the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-776".

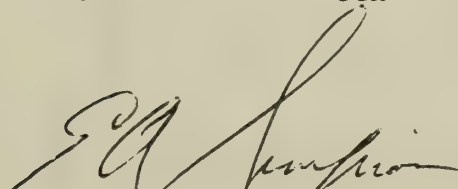
5. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-776".

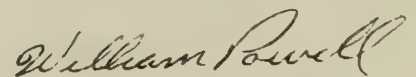
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 8th day of December

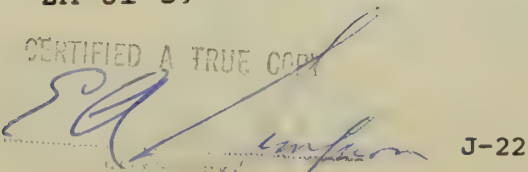
A.D. 1981.


City Clerk


Mayor

(1981) 25 R.P.D.C. 1, November 10
J. Finocchio, Prospective Owner
ZA-81-37

CERTIFIED A TRUE COPY


J-22



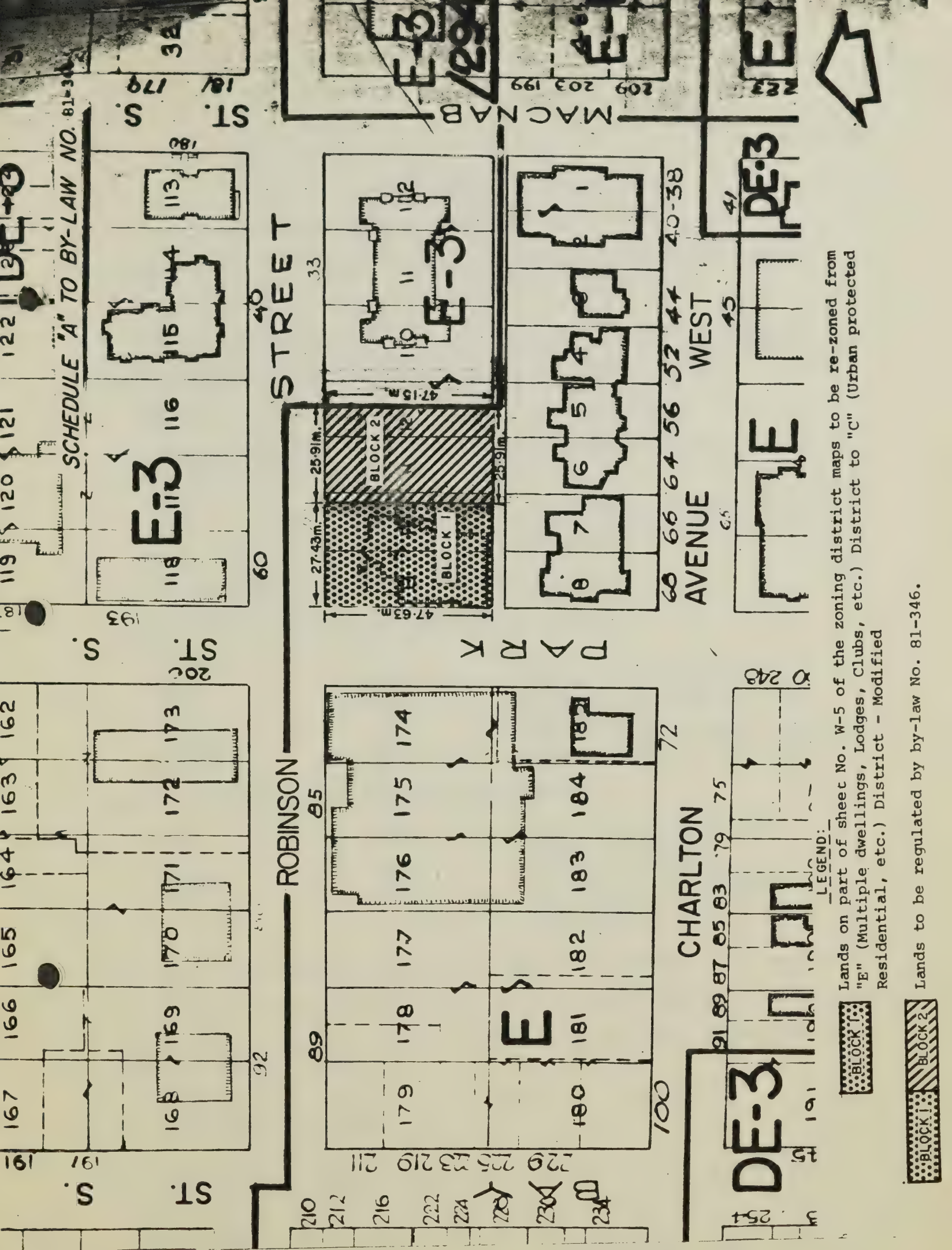
This is Schedule "A" to By-law No. 81-346 passed the 8th day of December, 1981.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. D-170



By-law No. 81 - 350

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Hunter North Bay to Caroline".

2. Schedule 25 (Parking Time Limits) is hereby amended by adding to Section 5 (One Hour Limit) the following item, namely:-

"Frid East 60 feet north of the easterly leg of Frid to the northerly end of the street".

3. Schedule 26 (No Parking Areas) is hereby amended:-

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Oak	East	Barton to 185 feet south
Oak	West	85 feet south of Barton to 100 feet southerly
Tecumseh	South	Westerly end to 31 feet easterly
Columbia	East	Northerly end to 54 feet south".

and by adding thereto the following items, namely:-

"Oak	East	Barton to a point 161 feet southerly therefrom
Columbia	East	Laurier to northerly end
Rennie	South	494 feet east of Parkdale to a point 320 feet easterly therefrom".

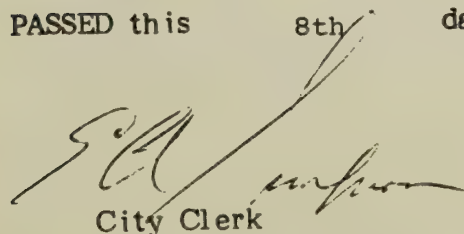
(b) by deleting from Section B (Loading Zones) the following item, namely:-

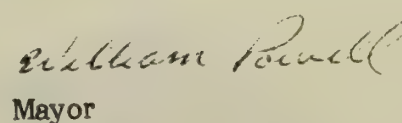
"Mulberry South 38 feet 25 feet east of MacNab 7:00 A.M. - 6:00 P.M.".

4. Schedule 27 (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"East 14th East West".
Brucedale to Queensdale

PASSED this 8th day of December, A.D. 1981.


City Clerk


Mayor

(1981) 22 R.T.E.C., December 8

By-law No. 81 - 351

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding thereto the following item, namely:-

"High Northbound and Southbound Bruceedale".

2. Schedule 30 (Commercial Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Mulberry South 34 feet 30 feet east of MacNab 7:00 A.M. - 6:00 P.M.".

3. Schedule 37 (Snow Routes) is hereby amended by deleting therefrom the following items, namely:-

"Wallace	McAnulty	Beach
McAnulty	Ottawa	Wallace
Longwood	King	Northerly end
Queen	Barton	Stewart
Delawana	Lake	Riverdale
Riverdale	Delawana	North City Limits
Osborne	End	End
Talbot	End	End
Cranbrook	End	End
Glenvale	Garth	Stone Church
Garth	Stone Church	Claudette
Bold	Duke	James
Murray	Bay	John".

and by adding thereto the following items, namely:-

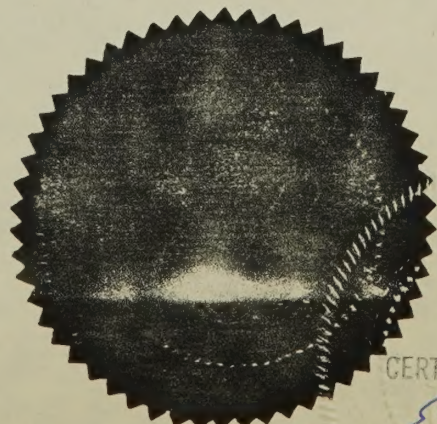
"Longwood	Main	Franklin
Queen	Barton	Stuart
Osborne	Melvin	Barton
Talbot	Melvin	Barton
Cranbrook	Glenvale	Courtland
Courtland	Cranbrook	Stone Church
Glenvale	Garth	Cranbrook
Garth	Stone Church	Rymal
Bold	MacNab	James
Murray	Bay	James".

PASSED this 8th day of December, A.D. 1981.

E.A. Simpson
City Clerk

William Powell
Mayor

(1981) 22 R.T.E.C., December 8



E.A. Simpson
CITY CLERK
CANADA



ACCOPRESS®

30071	—	BLACK / NOIR	—	BG3007
30078	—	RED / ROUGE	—	BF3007
30074	—	GREY / GRIS	—	BD3007
30075	—	GREEN / VERT	—	BP3007
30072	—	BLUE / BLEU	—	BU3007

ACCO CANADIAN COMPANY LIMITED
COMPAGNIE CANADIENNE ACCO LIMITÉE
TORONTO CANADA

HAMILTON PUBLIC LIBRARY



3 2022 21334685 7